

House File 2435 - Introduced

HOUSE FILE 2435

BY COMMITTEE ON APPROPRIATIONS

(SUCCESSOR TO HSB 661)

A BILL FOR

1 An Act relating to appropriations for health and human services
2 and including other related provisions and appropriations,
3 and including effective, retroactive, and applicability date
4 provisions.

5 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

DIVISION I

DEPARTMENT ON AGING

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Section 1. 2011 Iowa Acts, chapter 129, section 113, is amended to read as follows:

SEC. 113. DEPARTMENT ON AGING. There is appropriated from the general fund of the state to the department on aging for the fiscal year beginning July 1, 2012, and ending June 30, 2013, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

For aging programs for the department on aging and area agencies on aging to provide citizens of Iowa who are 60 years of age and older with case management for frail elders, Iowa's aging and disabilities resource center, and other services which may include but are not limited to adult day services, respite care, chore services, information and assistance, and material aid, for information and options counseling for persons with disabilities who are 18 years of age or older, and for salaries, support, administration, maintenance, and miscellaneous purposes, and for not more than the following full-time equivalent positions:

.....	\$	5,151,288
		<u>10,242,086</u>
.....	FTEs	35.00

1. Funds appropriated in this section may be used to supplement federal funds under federal regulations. To receive funds appropriated in this section, a local area agency on aging shall match the funds with moneys from other sources according to rules adopted by the department. Funds appropriated in this section may be used for elderly services not specifically enumerated in this section only if approved by an area agency on aging for provision of the service within the area.

2. The amount appropriated in this section includes additional funding of ~~\$225,000~~ \$450,000 for delivery of long-term care services to seniors with low or moderate

1 incomes.

2 3. Of the funds appropriated in this section, ~~\$89,973~~
3 \$179,946 shall be transferred to the department of economic
4 development for the Iowa commission on volunteer services to be
5 used for the retired and senior volunteer program.

6 3A. Of the funds appropriated in this section, \$200,000
7 shall be used for administration of the substitute decision
8 maker Act pursuant to chapter 231E.

9 4. a. The department on aging shall establish and enforce
10 procedures relating to expenditure of state and federal funds
11 by area agencies on aging that require compliance with both
12 state and federal laws, rules, and regulations, including but
13 not limited to all of the following:

14 (1) Requiring that expenditures are incurred only for goods
15 or services received or performed prior to the end of the
16 fiscal period designated for use of the funds.

17 (2) Prohibiting prepayment for goods or services not
18 received or performed prior to the end of the fiscal period
19 designated for use of the funds.

20 (3) Prohibiting the prepayment for goods or services
21 not defined specifically by good or service, time period, or
22 recipient.

23 (4) Prohibiting the establishment of accounts from which
24 future goods or services which are not defined specifically by
25 good or service, time period, or recipient, may be purchased.

26 b. The procedures shall provide that if any funds are
27 expended in a manner that is not in compliance with the
28 procedures and applicable federal and state laws, rules, and
29 regulations, and are subsequently subject to repayment, the
30 area agency on aging expending such funds in contravention of
31 such procedures, laws, rules and regulations, not the state,
32 shall be liable for such repayment.

33 5. The amount appropriated in this section reflects a
34 reduction in expenditures for office supplies, purchases
35 of equipment, office equipment, printing and binding, and

1 marketing, that shall be applied equitably to programs under
2 the purview of the department.

3 DIVISION II

4 DEPARTMENT OF PUBLIC HEALTH

5 Sec. 2. 2011 Iowa Acts, chapter 129, section 114, is amended
6 to read as follows:

7 SEC. 114. DEPARTMENT OF PUBLIC HEALTH. There is
8 appropriated from the general fund of the state to the
9 department of public health for the fiscal year beginning July
10 1, 2012, and ending June 30, 2013, the following amounts, or
11 so much thereof as is necessary, to be used for the purposes
12 designated:

13 1. ADDICTIVE DISORDERS

14 For reducing the prevalence of use of tobacco, alcohol, and
15 other drugs, and treating individuals affected by addictive
16 behaviors, including gambling, and for not more than the
17 following full-time equivalent positions:

18	\$ 11,751,595
19	<u>20,663,690</u>
20	FTEs 13.00

21 a. ~~(1) Of the funds appropriated in this subsection,~~
22 ~~\$1,626,915 shall be used for the tobacco use prevention~~
23 ~~and control initiative, including efforts at the state and~~
24 ~~local levels, as provided in chapter 142A. The commission~~
25 ~~on tobacco use prevention and control established pursuant~~
26 ~~to section 142A.3 shall advise the director of public health~~
27 ~~in prioritizing funding needs and the allocation of moneys~~
28 ~~appropriated for the programs and activities of the initiative~~
29 ~~under this subparagraph (1) and shall make recommendations to~~
30 ~~the director in the development of budget requests relating to~~
31 ~~the initiative.~~

32 (2) Of the funds allocated appropriated in this paragraph
33 "a", ~~\$226,915~~ subsection, \$453,830 shall be transferred to the
34 alcoholic beverages division of the department of commerce
35 for enforcement of tobacco laws, regulations, and ordinances

1 in accordance with 2011 Iowa Acts, ~~House File 467, as enacted~~
2 chapter 63.

3 b. Of the funds appropriated in this subsection,
4 ~~\$10,124,680~~ \$20,249,360 shall be used for problem gambling and
5 substance abuse prevention, treatment, and recovery services,
6 including a 24-hour helpline, public information resources,
7 professional training, and program evaluation.

8 (1) Of the funds allocated in this paragraph "b", ~~\$8,566,254~~
9 \$17,132,508 shall be used for substance abuse prevention and
10 treatment.

11 (a) Of the funds allocated in this subparagraph (1),
12 ~~\$449,650~~ \$899,300 shall be used for the public purpose of a
13 grant program to provide substance abuse prevention programming
14 for children.

15 (i) Of the funds allocated in this subparagraph division
16 (a), ~~\$213,769~~ \$427,539 shall be used for grant funding for
17 organizations that provide programming for children by
18 utilizing mentors. Programs approved for such grants shall be
19 certified or will be certified within six months of receiving
20 the grant award by the Iowa commission on volunteer services as
21 utilizing the standards for effective practice for mentoring
22 programs.

23 (ii) Of the funds allocated in this subparagraph division
24 (a), ~~\$213,419~~ \$426,839 shall be used for grant funding for
25 organizations that provide programming that includes youth
26 development and leadership. The programs shall also be
27 recognized as being programs that are scientifically based with
28 evidence of their effectiveness in reducing substance abuse in
29 children.

30 (iii) The department of public health shall utilize a
31 request for proposals process to implement the grant program.

32 (iv) All grant recipients shall participate in a program
33 evaluation as a requirement for receiving grant funds.

34 (v) Of the funds allocated in this subparagraph division
35 (a), up to ~~\$22,461~~ \$44,922 may be used to administer substance

1 abuse prevention grants and for program evaluations.

2 (b) Of the funds allocated in this subparagraph (1),
3 ~~\$136,531~~ \$273,062 shall be used for culturally competent
4 substance abuse treatment pilot projects.

5 (i) The department shall utilize the amount allocated
6 in this subparagraph division (b) for at least three pilot
7 projects to provide culturally competent substance abuse
8 treatment in various areas of the state. Each pilot project
9 shall target a particular ethnic minority population. The
10 populations targeted shall include but are not limited to
11 African American, Asian, and Latino.

12 (ii) The pilot project requirements shall provide for
13 documentation or other means to ensure access to the cultural
14 competence approach used by a pilot project so that such
15 approach can be replicated and improved upon in successor
16 programs.

17 (2) Of the funds allocated in this paragraph "b", up
18 to ~~\$1,558,426~~ \$3,116,852 may be used for problem gambling
19 prevention, treatment, and recovery services.

20 (a) Of the funds allocated in this subparagraph (2),
21 ~~\$1,289,500~~ \$2,579,000 shall be used for problem gambling
22 prevention and treatment.

23 (b) Of the funds allocated in this subparagraph (2), up to
24 ~~\$218,926~~ \$437,852 may be used for a 24-hour helpline, public
25 information resources, professional training, and program
26 evaluation.

27 (c) Of the funds allocated in this subparagraph (2), up
28 to ~~\$50,000~~ \$100,000 may be used for the licensing of problem
29 gambling treatment programs.

30 (3) It is the intent of the general assembly that from the
31 moneys allocated in this paragraph "b", persons with a dual
32 diagnosis of substance abuse and gambling addictions shall be
33 given priority in treatment services.

34 c. Notwithstanding any provision of law to the contrary,
35 to standardize the availability, delivery, cost of delivery,

1 and accountability of problem gambling and substance abuse
2 treatment services statewide, the department shall continue
3 implementation of a process to create a system for delivery
4 of treatment services in accordance with the requirements
5 specified in 2008 Iowa Acts, chapter 1187, section 3,
6 subsection 4. To ensure the system provides a continuum of
7 treatment services that best meets the needs of Iowans, the
8 problem gambling and substance abuse treatment services in any
9 area may be provided either by a single agency or by separate
10 agencies submitting a joint proposal.

11 (1) The system for delivery of substance abuse and problem
12 gambling treatment shall include problem gambling prevention.

13 (2) The system for delivery of substance abuse and problem
14 gambling treatment shall include substance abuse prevention by
15 July 1, 2014.

16 (3) Of the funds allocated in paragraph "b", the department
17 may use up to ~~\$50,000~~ \$100,000 for administrative costs to
18 continue developing and implementing the process in accordance
19 with this paragraph "c".

20 d. The requirement of section 123.53, subsection 5, is met
21 by the appropriations and allocations made in this Act for
22 purposes of substance abuse treatment and addictive disorders
23 for the fiscal year beginning July 1, 2012.

24 e. The department of public health shall work with all other
25 departments that fund substance abuse prevention and treatment
26 services and all such departments shall, to the extent
27 necessary, collectively meet the state maintenance of effort
28 requirements for expenditures for substance abuse services
29 as required under the federal substance abuse prevention and
30 treatment block grant.

31 f. The department shall amend or otherwise revise
32 departmental policies and contract provisions in order to
33 eliminate free t-shirt distribution, banner production, and
34 other unnecessary promotional expenditures.

35 g. The amount appropriated in this subsection reflects

1 a reduction in expenditures for office supplies, purchases
2 of equipment, office equipment, printing and binding, and
3 marketing, that shall be applied equitably to the programs
4 under this subsection.

5 2. HEALTHY CHILDREN AND FAMILIES

6 For promoting the optimum health status for children,
7 adolescents from birth through 21 years of age, and families,
8 and for not more than the following full-time equivalent
9 positions:

10	\$	1,297,135
11		<u>2,578,559</u>
12	FTEs	10.00

13 a. Of the funds appropriated in this subsection, not
14 more than ~~\$369,659~~ \$739,318 shall be used for the healthy
15 opportunities to experience success (HOPES)-healthy families
16 Iowa (HFI) program established pursuant to section 135.106.
17 The funding shall be distributed to renew the grants that were
18 provided to the grantees that operated the program during the
19 fiscal year ending June 30, 2012.

20 b. Of the funds appropriated in this subsection, ~~\$164,942~~
21 \$329,885 shall be used to continue to address the healthy
22 mental development of children from birth through five years
23 of age through local evidence-based strategies that engage
24 both the public and private sectors in promoting healthy
25 development, prevention, and treatment for children.

26 c. Of the funds appropriated in this subsection, ~~\$15,798~~
27 \$31,597 shall be distributed to a statewide dental carrier to
28 provide funds to continue the donated dental services program
29 patterned after the projects developed by the lifeline network
30 to provide dental services to indigent elderly and disabled
31 individuals.

32 d. Of the funds appropriated in this subsection, ~~\$56,338~~
33 \$112,677 shall be used for childhood obesity prevention.

34 e. Of the funds appropriated in this subsection, ~~\$81,880~~
35 \$163,760 shall be used to provide audiological services and

1 hearing aids for children. The department may enter into a
2 contract to administer this paragraph.

3 f. The amount appropriated in this subsection reflects
4 a reduction in expenditures for office supplies, purchases
5 of equipment, office equipment, printing and binding, and
6 marketing, that shall be applied equitably to the programs
7 under this subsection.

8 3. CHRONIC CONDITIONS

9 For serving individuals identified as having chronic
10 conditions or special health care needs, and for not more than
11 the following full-time equivalent positions:

12	\$	1,680,828
13		<u>3,305,620</u>
14	FTEs	4.00

15 a. Of the funds appropriated in this subsection, ~~\$80,291~~
16 \$160,582 shall be used for grants to individual patients
17 who have phenylketonuria (PKU) to assist with the costs of
18 necessary special foods.

19 b. Of the funds appropriated in this subsection, ~~\$241,800~~
20 \$483,600 is allocated for continuation of the contracts for
21 resource facilitator services in accordance with section
22 135.22B, subsection 9, and for brain injury training services
23 and recruiting of service providers to increase the capacity
24 within this state to address the needs of individuals with
25 brain injuries and such individuals' families.

26 c. Of the funds appropriated in this subsection, ~~\$249,437~~
27 \$498,874 shall be used as additional funding to leverage
28 federal funding through the federal Ryan White Care Act, Tit.
29 II, AIDS drug assistance program supplemental drug treatment
30 grants.

31 d. Of the funds appropriated in this subsection, ~~\$15,627~~
32 \$31,254 shall be used for the public purpose of providing
33 a grant to an existing national-affiliated organization to
34 provide education, client-centered programs, and client and
35 family support for people living with epilepsy and their

1 families.

2 e. Of the funds appropriated in this subsection, ~~\$394,151~~
3 \$788,303 shall be used for child health specialty clinics.

4 f. Of the funds appropriated in this subsection, ~~\$248,533~~
5 \$497,065 shall be used for the comprehensive cancer control
6 program to reduce the burden of cancer in Iowa through
7 prevention, early detection, effective treatment, and ensuring
8 quality of life. Of the funds allocated in this lettered
9 paragraph, ~~\$75,000~~ \$150,000 shall be used to support a melanoma
10 research symposium, a melanoma biorepository and registry,
11 basic and translational melanoma research, and clinical trials.

12 g. Of the funds appropriated in this subsection, ~~\$63,225~~
13 \$126,450 shall be used for cervical and colon cancer screening.

14 h. Of the funds appropriated in this subsection, ~~\$264,417~~
15 \$528,834 shall be used for the center for congenital and
16 inherited disorders.

17 i. Of the funds appropriated in this subsection, ~~\$64,968~~
18 \$100,000 shall be used for the prescription drug donation
19 repository program created in chapter 135M.

20 j. The amount appropriated in this subsection reflects
21 a reduction in expenditures for office supplies, purchases
22 of equipment, office equipment, printing and binding, and
23 marketing, that shall be applied equitably to the programs
24 under this subsection.

25 4. COMMUNITY CAPACITY

26 For strengthening the health care delivery system at the
27 local level, and for not more than the following full-time
28 equivalent positions:

29	\$	2,117,583
30		<u>3,788,859</u>
31	FTEs	14.00

32 a. Of the funds appropriated in this subsection, ~~\$50,000~~
33 \$100,000 is allocated for a child vision screening program
34 implemented through the university of Iowa hospitals and
35 clinics in collaboration with early childhood Iowa areas.

1 b. Of the funds appropriated in this subsection, ~~\$55,654~~
2 \$111,308 is allocated for continuation of an initiative
3 implemented at the university of Iowa and ~~\$50,246~~ \$100,493
4 is allocated for continuation of an initiative at the state
5 mental health institute at Cherokee to expand and improve the
6 workforce engaged in mental health treatment and services.
7 The initiatives shall receive input from the university of
8 Iowa, the department of human services, the department of
9 public health, and the mental health and disability services
10 commission to address the focus of the initiatives.

11 c. Of the funds appropriated in this subsection, ~~\$585,745~~
12 \$1,171,491 shall be used for essential public health services
13 that promote healthy aging throughout the lifespan, contracted
14 through a formula for local boards of health, to enhance health
15 promotion and disease prevention services.

16 d. Of the funds appropriated in this section, ~~\$60,908~~
17 \$100,000 shall be deposited in the governmental public health
18 system fund created in section 135A.8 to be used for the
19 purposes of the fund.

20 e. Of the funds appropriated in this subsection, ~~\$72,271~~
21 \$144,542 shall be used for the mental health professional
22 shortage area program implemented pursuant to section 135.80.

23 f. Of the funds appropriated in this subsection, ~~\$19,131~~
24 \$38,263 shall be used for a grant to a statewide association
25 of psychologists that is affiliated with the American
26 psychological association to be used for continuation of a
27 program to rotate intern psychologists in placements in urban
28 and rural mental health professional shortage areas, as defined
29 in section ~~135.80~~ 135.180.

30 g. Of the funds appropriated in this subsection, the
31 following amounts shall be allocated to the Iowa collaborative
32 safety net provider network established pursuant to section
33 135.153 to be used for the purposes designated. The following
34 amounts allocated under this lettered paragraph shall be
35 distributed to the specified provider and shall not be reduced

1 for administrative or other costs prior to distribution:
2 (1) For distribution to the Iowa primary care association
3 for statewide coordination of the Iowa collaborative safety net
4 provider network:
5 \$ ~~66,290~~
6 70,000
7 (2) For distribution to the local boards of health that
8 provide direct services for pilot programs in three counties to
9 assist patients in determining an appropriate medical home:
10 \$ ~~38,804~~
11 77,609
12 (3) For distribution to maternal and child health centers
13 for pilot programs in three counties to assist patients in
14 determining an appropriate medical home:
15 \$ ~~38,804~~
16 77,609
17 (4) For distribution to free clinics for necessary
18 infrastructure, statewide coordination, provider recruitment,
19 service delivery, and provision of assistance to patients in
20 determining an appropriate medical home:
21 \$ ~~62,025~~
22 124,050
23 (5) For distribution to rural health clinics for necessary
24 infrastructure, statewide coordination, provider recruitment,
25 service delivery, and provision of assistance to patients in
26 determining an appropriate medical home:
27 \$ ~~55,215~~
28 110,430
29 (6) For continuation of the safety net provider patient
30 access to specialty health care initiative as described in 2007
31 Iowa Acts, chapter 218, section 109:
32 \$ ~~130,000~~
33 260,000
34 (7) For continuation of the pharmaceutical infrastructure
35 for safety net providers as described in 2007 Iowa Acts,

1 chapter 218, section 108:

2	\$	135,000
3		<u>270,000</u>

4 The Iowa collaborative safety net provider network may
5 continue to distribute funds allocated pursuant to this
6 lettered paragraph through existing contracts or renewal of
7 existing contracts.

8 ~~h. (1) Of the funds appropriated in this subsection,~~
9 ~~\$74,500 shall be used for continued implementation of~~
10 ~~the recommendations of the direct care worker task force~~
11 ~~established pursuant to 2005 Iowa Acts, chapter 88, based upon~~
12 ~~the report submitted to the governor and the general assembly~~
13 ~~in December 2006. The department may use a portion of the~~
14 ~~funds allocated in this lettered paragraph for an additional~~
15 ~~position to assist in the continued implementation.~~

16 ~~i. (1) Of the funds appropriated in this subsection,~~
17 ~~\$65,050 shall be used for allocation to an independent~~
18 ~~statewide direct care worker association under a contract with~~
19 ~~terms determined by the director of public health relating~~
20 ~~to education, outreach, leadership development, mentoring,~~
21 ~~and other initiatives intended to enhance the recruitment and~~
22 ~~retention of direct care workers in health care and long-term~~
23 ~~care settings.~~

24 ~~(2) Of the funds appropriated in this subsection, \$29,000~~
25 ~~shall be used to provide scholarships or other forms of~~
26 ~~subsidization for direct care worker educational conferences,~~
27 ~~training, or outreach activities.~~

28 j. Of the funds appropriated in this subsection, the
29 department may use up to ~~\$29,259~~ \$58,518 for up to one
30 full-time equivalent position to administer the volunteer
31 health care provider program pursuant to section 135.24.

32 k. Of the funds appropriated in this subsection, ~~\$25,000~~
33 \$50,000 shall be used for a matching dental education loan
34 repayment program to be allocated to a dental nonprofit health
35 service corporation to develop the criteria and implement the

1 loan repayment program.

2 1. The amount appropriated in this subsection reflects
3 a reduction in expenditures for office supplies, purchases
4 of equipment, office equipment, printing and binding, and
5 marketing, that shall be applied equitably to the programs
6 under this subsection.

7 5. HEALTHY AGING

8 To provide public health services that reduce risks and
9 invest in promoting and protecting good health over the
10 course of a lifetime with a priority given to older Iowans and
11 vulnerable populations:

12 \$ 3,648,571
13 7,297,142

14 a. Of the funds appropriated in this subsection, \$1,004,593
15 \$2,009,187 shall be used for local public health nursing
16 services.

17 b. Of the funds appropriated in this subsection, \$2,643,977
18 \$5,287,955 shall be used for home care aide services.

19 6. ENVIRONMENTAL HAZARDS

20 For reducing the public's exposure to hazards in the
21 environment, primarily chemical hazards, and for not more than
22 the following full-time equivalent positions:

23 \$ 406,888
24 803,870
25 FTEs 4.00

26 a. Of the funds appropriated in this subsection, \$272,188
27 \$544,377 shall be used for childhood lead poisoning provisions.

28 b. The amount appropriated in this subsection reflects
29 a reduction in expenditures for office supplies, purchases
30 of equipment, office equipment, printing and binding, and
31 marketing, that shall be applied equitably to the programs
32 under this subsection.

33 7. INFECTIOUS DISEASES

34 For reducing the incidence and prevalence of communicable
35 diseases, and for not more than the following full-time

1 equivalent positions:

2	.....	\$	672,923
3			<u>1,335,155</u>
4	.....	FTEs	4.00

5 The amount appropriated in this subsection reflects a
 6 reduction in expenditures for office supplies, purchases
 7 of equipment, office equipment, printing and binding, and
 8 marketing, that shall be applied equitably to the programs
 9 under this subsection.

10 8. PUBLIC PROTECTION

11 For protecting the health and safety of the public through
 12 establishing standards and enforcing regulations, and for not
 13 more than the following full-time equivalent positions:

14	.....	\$	1,388,116
15			<u>2,540,489</u>
16	.....	FTEs	125.00

17 a. Of the funds appropriated in this subsection, not more
 18 than ~~\$235,845~~ \$471,690 shall be credited to the emergency
 19 medical services fund created in section 135.25. Moneys in
 20 the emergency medical services fund are appropriated to the
 21 department to be used for the purposes of the fund.

22 b. Of the funds appropriated in this subsection, ~~\$105,309~~
 23 \$210,619 shall be used for sexual violence prevention
 24 programming through a statewide organization representing
 25 programs serving victims of sexual violence through the
 26 department's sexual violence prevention program. The amount
 27 allocated in this lettered paragraph shall not be used to
 28 supplant funding administered for other sexual violence
 29 prevention or victims assistance programs.

30 c. Of the funds appropriated in this subsection, not more
 31 than ~~\$218,291~~ \$436,582 shall be used for the state poison
 32 control center.

33 d. The amount appropriated in this subsection reflects
 34 a reduction in expenditures for office supplies, purchases
 35 of equipment, office equipment, printing and binding, and

1 marketing, that shall be applied equitably to the programs
2 under this subsection.

3 9. RESOURCE MANAGEMENT

4 For establishing and sustaining the overall ability of the
5 department to deliver services to the public, and for not more
6 than the following full-time equivalent positions:

7	\$	409,777
8		<u>734,500</u>
9	FTEs	7.00

10 The amount appropriated in this subsection reflects a
11 reduction in expenditures for office supplies, purchases
12 of equipment, office equipment, printing and binding, and
13 marketing, that shall be applied equitably across programs
14 under the purview of the department under this subsection.

15 The university of Iowa hospitals and clinics under the
16 control of the state board of regents shall not receive
17 indirect costs from the funds appropriated in this section.
18 The university of Iowa hospitals and clinics billings to the
19 department shall be on at least a quarterly basis.

20 DIVISION III

21 DEPARTMENT OF VETERANS AFFAIRS

22 Sec. 3. 2011 Iowa Acts, chapter 129, section 115, is amended
23 to read as follows:

24 SEC. 115. DEPARTMENT OF VETERANS AFFAIRS. There is
25 appropriated from the general fund of the state to the
26 department of veterans affairs for the fiscal year beginning
27 July 1, 2012, and ending June 30, 2013, the following amounts,
28 or so much thereof as is necessary, to be used for the purposes
29 designated:

30 1. DEPARTMENT OF VETERANS AFFAIRS ADMINISTRATION

31 For salaries, support, maintenance, and miscellaneous
32 purposes, including the war orphans educational assistance fund
33 created in section 35.8, and for not more than the following
34 full-time equivalent positions:

35	\$	499,416
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1		1,000,819
2 FTEs	16.34

3 The amount appropriated in this subsection reflects a
4 reduction in expenditures for office supplies, purchases
5 of equipment, office equipment, printing and binding, and
6 marketing, that shall be applied equitably to the programs
7 under this subsection.

8 2. IOWA VETERANS HOME

9 For salaries, support, maintenance, and miscellaneous
10 purposes:

11	..... \$	4,476,075
12		<u>8,775,714</u>

13 a. The Iowa veterans home billings involving the department
14 of human services shall be submitted to the department on at
15 least a monthly basis.

16 b. If there is a change in the employer of employees
17 providing services at the Iowa veterans home under a collective
18 bargaining agreement, such employees and the agreement shall
19 be continued by the successor employer as though there had not
20 been a change in employer.

21 c. Within available resources and in conformance with
22 associated state and federal program eligibility requirements,
23 the Iowa veterans home may implement measures to provide
24 financial assistance to or on behalf of veterans or their
25 spouses participating in the community reentry program.

26 d. The Iowa veterans home expenditure report shall be
27 submitted monthly to the legislative services agency.

28 e. The amount appropriated in this subsection reflects
29 a reduction in expenditures for office supplies, purchases
30 of equipment, office equipment, printing and binding, and
31 marketing, that shall be applied equitably to the programs
32 under this subsection.

33 3. STATE EDUCATIONAL ASSISTANCE — CHILDREN OF DECEASED
34 VETERANS

35 For provision of educational assistance pursuant to section

1 35.9:

2	\$	6,208
3		<u>12,416</u>

4 Sec. 4. 2011 Iowa Acts, chapter 129, section 116, is amended
5 to read as follows:

6 SEC. 116. LIMITATION OF COUNTY COMMISSION OF VETERANS
7 AFFAIRS FUND STANDING APPROPRIATIONS. Notwithstanding the
8 standing appropriation in the following designated section for
9 the fiscal year beginning July 1, 2012, and ending June 30,
10 2013, the amounts appropriated from the general fund of the
11 state pursuant to that section for the following designated
12 purposes shall not exceed the following amount:

13 For the county commissions of veterans affairs fund under
14 section 35A.16:

15	\$	495,000
16		<u>990,000</u>

17 DIVISION IV

18 DEPARTMENT OF HUMAN SERVICES

19 Sec. 5. 2011 Iowa Acts, chapter 129, section 117, is amended
20 to read as follows:

21 SEC. 117. TEMPORARY ASSISTANCE FOR NEEDY FAMILIES BLOCK
22 GRANT. There is appropriated from the fund created in section
23 8.41 to the department of human services for the fiscal year
24 beginning July 1, 2012, and ending June 30, 2013, from moneys
25 received under the federal temporary assistance for needy
26 families (TANF) block grant pursuant to the federal Personal
27 Responsibility and Work Opportunity Reconciliation Act of 1996,
28 Pub. L. No. 104-193, and successor legislation, and from moneys
29 received under the emergency contingency fund for temporary
30 assistance for needy families state program established
31 pursuant to the federal American Recovery and Reinvestment Act
32 of 2009, Pub. L. No. 111-5 § 2101, and successor legislation,
33 the following amounts, or so much thereof as is necessary, to
34 be used for the purposes designated:

35 1. To be credited to the family investment program account

1 and used for assistance under the family investment program
2 under chapter 239B:

3 \$ ~~10,750,369~~
4 19,790,365

5 2. To be credited to the family investment program account
6 and used for the job opportunities and basic skills (JOBS)
7 program and implementing family investment agreements in
8 accordance with chapter 239B:

9 \$ ~~6,205,764~~
10 12,411,528

11 3. To be used for the family development and
12 self-sufficiency grant program in accordance with section
13 216A.107:

14 \$ ~~1,449,490~~
15 2,898,980

16 Notwithstanding section 8.33, moneys appropriated in this
17 subsection that remain unencumbered or unobligated at the close
18 of the fiscal year shall not revert but shall remain available
19 for expenditure for the purposes designated until the close of
20 the succeeding fiscal year. However, unless such moneys are
21 encumbered or obligated on or before September 30, 2013, the
22 moneys shall revert.

23 4. For field operations:

24 \$ ~~15,648,116~~
25 31,296,232

26 5. For general administration:

27 \$ ~~1,872,000~~
28 3,744,000

29 6. For state child care assistance:

30 \$ ~~8,191,343~~
31 16,382,687

32 The funds appropriated in this subsection shall be
33 transferred to the child care and development block grant
34 appropriation made by the Eighty-fourth General Assembly,
35 2012 Session, for the federal fiscal year beginning October

1 1, 2012, and ending September 30, 2013. Of this amount,
2 ~~\$100,000~~ \$200,000 shall be used for provision of educational
3 opportunities to registered child care home providers in order
4 to improve services and programs offered by this category
5 of providers and to increase the number of providers. The
6 department may contract with institutions of higher education
7 or child care resource and referral centers to provide
8 the educational opportunities. Allowable administrative
9 costs under the contracts shall not exceed 5 percent. The
10 application for a grant shall not exceed two pages in length.

11 7. For mental health and developmental disabilities
12 community services:

13 \$ ~~2,447,026~~
14 4,894,052

15 8. For child and family services:

16 \$ ~~16,042,215~~
17 32,084,430

18 9. For child abuse prevention grants:

19 \$ ~~62,500~~
20 125,000

21 10. For pregnancy prevention grants on the condition that
22 family planning services are funded:

23 \$ ~~965,033~~
24 1,930,067

25 Pregnancy prevention grants shall be awarded to programs
26 in existence on or before July 1, 2012, if the programs have
27 demonstrated positive outcomes. Grants shall be awarded to
28 pregnancy prevention programs which are developed after July
29 1, 2012, if the programs are based on existing models that
30 have demonstrated positive outcomes. Grants shall comply with
31 the requirements provided in 1997 Iowa Acts, chapter 208,
32 section 14, subsections 1 and 2, including the requirement that
33 grant programs must emphasize sexual abstinence. Priority in
34 the awarding of grants shall be given to programs that serve
35 areas of the state which demonstrate the highest percentage of

1 unplanned pregnancies of females of childbearing age within the
2 geographic area to be served by the grant.

3 11. For technology needs and other resources necessary
4 to meet federal welfare reform reporting, tracking, and case
5 management requirements:

6 \$ 518,593
7 1,037,186

8 12. To be credited to the state child care assistance
9 appropriation made in this section to be used for funding of
10 community-based early childhood programs targeted to children
11 from birth through five years of age developed by early
12 childhood Iowa areas as provided in section 256I.11:

13 \$ 3,175,000
14 6,350,000

15 The department shall transfer TANF block grant funding
16 appropriated and allocated in this subsection to the child care
17 and development block grant appropriation in accordance with
18 federal law as necessary to comply with the provisions of this
19 subsection.

20 13. a. Notwithstanding any provision to the contrary,
21 including but not limited to requirements in section 8.41 or
22 provisions in 2011 or 2012 Iowa Acts regarding the receipt
23 and appropriation of federal block grants, federal funds
24 from the emergency contingency fund for temporary assistance
25 for needy families state program established pursuant to the
26 federal American Recovery and Reinvestment Act of 2009, Pub.
27 L. No. 111-5 § 2101, received by the state during the fiscal
28 year beginning July 1, 2011, and ending June 30, 2012, not
29 otherwise appropriated in this section and remaining available
30 as of July 1, 2012, and received by the state during the fiscal
31 year beginning July 1, 2012, and ending June 30, 2013, are
32 appropriated to the extent as may be necessary to be used in
33 the following priority order: the family investment program
34 for the fiscal year and for state child care assistance program
35 payments for individuals enrolled in the family investment

1 program who are employed. The federal funds appropriated in
2 this paragraph "a" shall be expended only after all other
3 funds appropriated in subsection 1 for the assistance under
4 the family investment program under chapter 239B have been
5 expended.

6 b. The department shall, on a quarterly basis, advise the
7 legislative services agency and department of management of
8 the amount of funds appropriated in this subsection that was
9 expended in the prior quarter.

10 14. Of the amounts appropriated in this section, ~~\$6,481,004~~
11 \$12,962,008 for the fiscal year beginning July 1, 2012, shall
12 be transferred to the appropriation of the federal social
13 services block grant made for that fiscal year.

14 15. For continuation of the program allowing the department
15 to maintain categorical eligibility for the food assistance
16 program as required under the section of this division relating
17 to the family investment account:

18	\$	73,036
19		<u>25,000</u>

20 16. The department may transfer funds allocated in this
21 section to the appropriations made in this division of this Act
22 for general administration and field operations for resources
23 necessary to implement and operate the services referred to in
24 this section and those funded in the appropriation made in this
25 division of this Act for the family investment program from the
26 general fund of the state.

27 Sec. 6. 2011 Iowa Acts, chapter 129, section 118, is amended
28 to read as follows:

29 SEC. 118. FAMILY INVESTMENT PROGRAM ACCOUNT.

30 1. Moneys credited to the family investment program (FIP)
31 account for the fiscal year beginning July 1, 2012, and
32 ending June 30, 2013, shall be used to provide assistance in
33 accordance with chapter 239B.

34 2. The department may use a portion of the moneys credited
35 to the FIP account under this section as necessary for

1 salaries, support, maintenance, and miscellaneous purposes.

2 3. The department may transfer funds allocated in this
3 section to the appropriations in this division of this Act
4 for general administration and field operations for resources
5 necessary to implement and operate the services referred to in
6 this section and those funded in the appropriation made in this
7 division of this Act for the family investment program from the
8 general fund of the state.

9 4. Moneys appropriated in this division of this Act and
10 credited to the FIP account for the fiscal year beginning July
11 1, 2012, and ending June 30, 2013, are allocated as follows:

12 a. To be retained by the department of human services to
13 be used for coordinating with the department of human rights
14 to more effectively serve participants in the FIP program and
15 other shared clients and to meet federal reporting requirements
16 under the federal temporary assistance for needy families block
17 grant:

18 \$ ~~10,000~~
19 20,000

20 b. To the department of human rights for staffing,
21 administration, and implementation of the family development
22 and self-sufficiency grant program in accordance with section
23 216A.107:

24 \$ ~~2,671,417~~
25 5,342,834

26 (1) Of the funds allocated for the family development and
27 self-sufficiency grant program in this lettered paragraph,
28 not more than 5 percent of the funds shall be used for the
29 administration of the grant program.

30 (2) The department of human rights may continue to implement
31 the family development and self-sufficiency grant program
32 statewide during fiscal year 2012-2013.

33 c. For the diversion subaccount of the FIP account:

34 \$ ~~849,200~~
35 1,698,400

1 A portion of the moneys allocated for the subaccount may
2 be used for field operations salaries, data management system
3 development, and implementation costs and support deemed
4 necessary by the director of human services in order to
5 administer the FIP diversion program.

6 d. For the food stamp employment and training program:

7 \$ ~~33,294~~
8 66,588

9 (1) The department shall amend the food stamp employment and
10 training state plan in order to maximize to the fullest extent
11 permitted by federal law the use of the 50-50 match provisions
12 for the claiming of allowable federal matching funds from the
13 United States department of agriculture pursuant to the federal
14 food stamp employment and training program for providing
15 education, employment, and training services for eligible food
16 assistance program participants, including but not limited to
17 related dependent care and transportation expenses.

18 (2) The department shall continue the categorical federal
19 food assistance program eligibility at 160 percent of the
20 federal poverty level and continue to eliminate the asset test
21 from eligibility requirements, consistent with federal food
22 assistance program requirements. The department shall include
23 as many food assistance households as is allowed by federal
24 law. The eligibility provisions shall conform to all federal
25 requirements including requirements addressing individuals who
26 are incarcerated or otherwise ineligible.

27 e. For the JOBS program:

28 \$ ~~10,117,952~~
29 20,235,905

30 5. Of the child support collections assigned under FIP,
31 an amount equal to the federal share of support collections
32 shall be credited to the child support recovery appropriation
33 made in this division of this Act. Of the remainder of the
34 assigned child support collections received by the child
35 support recovery unit, a portion shall be credited to the FIP

1 account, a portion may be used to increase recoveries, and a
2 portion may be used to sustain cash flow in the child support
3 payments account. If as a consequence of the appropriations
4 and allocations made in this section the resulting amounts
5 are insufficient to sustain cash assistance payments and meet
6 federal maintenance of effort requirements, the department
7 shall seek supplemental funding. If child support collections
8 assigned under FIP are greater than estimated or are otherwise
9 determined not to be required for maintenance of effort, the
10 state share of either amount may be transferred to or retained
11 in the child support payment account.

12 6. The department may adopt emergency rules for the family
13 investment, JOBS, food stamp, and medical assistance programs
14 if necessary to comply with federal requirements.

15 Sec. 7. 2011 Iowa Acts, chapter 129, section 119, is amended
16 to read as follows:

17 SEC. 119. FAMILY INVESTMENT PROGRAM GENERAL FUND. There
18 is appropriated from the general fund of the state to the
19 department of human services for the fiscal year beginning July
20 1, 2012, and ending June 30, 2013, the following amount, or
21 so much thereof as is necessary, to be used for the purpose
22 designated:

23 To be credited to the family investment program (FIP)
24 account and used for family investment program assistance under
25 chapter 239B:

26 \$ 25,085,513
27 45,286,573

28 1. Of the funds appropriated in this section, \$3,912,188
29 \$7,824,377 is allocated for the JOBS program.

30 2. Of the funds appropriated in this section, \$1,231,927
31 \$2,463,854 is allocated for the family development and
32 self-sufficiency grant program.

33 3. Notwithstanding section 8.39, for the fiscal year
34 beginning July 1, 2012, if necessary to meet federal
35 maintenance of effort requirements or to transfer federal

1 temporary assistance for needy families block grant funding
2 to be used for purposes of the federal social services block
3 grant or to meet cash flow needs resulting from delays in
4 receiving federal funding or to implement, in accordance with
5 this division of this Act, activities currently funded with
6 juvenile court services, county, or community moneys and state
7 moneys used in combination with such moneys, the department
8 of human services may transfer funds within or between any
9 of the appropriations made in this division of this Act and
10 appropriations in law for the federal social services block
11 grant to the department for the following purposes, provided
12 that the combined amount of state and federal temporary
13 assistance for needy families block grant funding for each
14 appropriation remains the same before and after the transfer:

- 15 a. For the family investment program.
- 16 b. For child care assistance.
- 17 c. For child and family services.
- 18 d. For field operations.
- 19 e. For general administration.
- 20 f. MH/MR/DD/BI community services (local purchase).

21 This subsection shall not be construed to prohibit the use
22 of existing state transfer authority for other purposes. The
23 department shall report any transfers made pursuant to this
24 subsection to the legislative services agency.

25 4. Of the funds appropriated in this section, ~~\$97,839~~
26 \$195,678 shall be used for continuation of a grant to an
27 Iowa-based nonprofit organization with a history of providing
28 tax preparation assistance to low-income Iowans in order to
29 expand the usage of the earned income tax credit. The purpose
30 of the grant is to supply this assistance to underserved areas
31 of the state.

32 5. The amount appropriated in this section reflects a
33 reduction in expenditures for office supplies, purchases
34 of equipment, office equipment, printing and binding, and
35 marketing, that shall be applied equitably to the programs

1 under this section.

2 Sec. 8. 2011 Iowa Acts, chapter 129, section 120, is amended
3 to read as follows:

4 SEC. 120. CHILD SUPPORT RECOVERY. There is appropriated
5 from the general fund of the state to the department of human
6 services for the fiscal year beginning July 1, 2012, and ending
7 June 30, 2013, the following amount, or so much thereof as is
8 necessary, to be used for the purposes designated:

9 For child support recovery, including salaries, support,
10 maintenance, and miscellaneous purposes, and for not more than
11 the following full-time equivalent positions:

12	\$	6,559,627
13		<u>12,549,560</u>
14	FTEs	475.00

15 1. The department shall expend up to ~~\$12,164~~ \$24,329,
16 including federal financial participation, for the fiscal year
17 beginning July 1, 2012, for a child support public awareness
18 campaign. The department and the office of the attorney
19 general shall cooperate in continuation of the campaign. The
20 public awareness campaign shall emphasize, through a variety
21 of media activities, the importance of maximum involvement of
22 both parents in the lives of their children as well as the
23 importance of payment of child support obligations.

24 2. Federal access and visitation grant moneys shall be
25 issued directly to private not-for-profit agencies that provide
26 services designed to increase compliance with the child access
27 provisions of court orders, including but not limited to
28 neutral visitation sites and mediation services.

29 3. The appropriation made to the department for child
30 support recovery may be used throughout the fiscal year in the
31 manner necessary for purposes of cash flow management, and for
32 cash flow management purposes the department may temporarily
33 draw more than the amount appropriated, provided the amount
34 appropriated is not exceeded at the close of the fiscal year.

35 4. With the exception of the funding amount specified, the

1 requirements established under 2001 Iowa Acts, chapter 191,
2 section 3, subsection 5, paragraph "c", subparagraph (3), shall
3 be applicable to parental obligation pilot projects for the
4 fiscal year beginning July 1, 2012, and ending June 30, 2013.
5 Notwithstanding 441 IAC 100.8, providing for termination of
6 rules relating to the pilot projects, the rules shall remain
7 in effect until June 30, 2013.

8 5. The amount appropriated in this section reflects a
9 reduction in expenditures for office supplies, purchases
10 of equipment, office equipment, printing and binding, and
11 marketing.

12 MEDICAL ASSISTANCE PROGRAM

13 Sec. 9. 2011 Iowa Acts, chapter 129, section 122, unnumbered
14 paragraph 2, is amended to read as follows:

15 For medical assistance program reimbursement and associated
16 costs as specifically provided in the reimbursement
17 methodologies in effect on June 30, 2012, except as otherwise
18 expressly authorized by law, and consistent with options under
19 federal law and regulations:

20 \$914,993,421
21 946,204,576

22 MEDICAL ASSISTANCE — DISPROPORTIONATE SHARE HOSPITAL

23 Sec. 10. 2011 Iowa Acts, chapter 129, section 122,
24 subsection 11, paragraph a, unnumbered paragraph 1, is amended
25 to read as follows:

26 Of the funds appropriated in this section, ~~\$7,425,684~~
27 \$7,678,245 is allocated for the state match for a
28 disproportionate share hospital payment of \$19,133,430 to
29 hospitals that meet both of the conditions specified in
30 subparagraphs (1) and (2). In addition, the hospitals that
31 meet the conditions specified shall either certify public
32 expenditures or transfer to the medical assistance program
33 an amount equal to provide the nonfederal share for a
34 disproportionate share hospital payment of \$7,500,000. The
35 hospitals that meet the conditions specified shall receive and

1 retain 100 percent of the total disproportionate share hospital
2 payment of \$26,633,430.

3 MEDICAL ASSISTANCE — IOWACARE TRANSFER

4 Sec. 11. 2011 Iowa Acts, chapter 129, section 122,
5 subsection 13, is amended to read as follows:

6 13. Of the funds appropriated in this section, up to
7 ~~\$4,480,304~~ \$8,684,329 may be transferred to the IowaCare
8 account created in section 249J.24.

9 MEDICAL ASSISTANCE — COST CONTAINMENT STRATEGIES

10 Sec. 12. 2011 Iowa Acts, chapter 129, section 122,
11 subsection 20, paragraphs a and d, are amended to read as
12 follows:

13 a. The department may continue to implement cost
14 containment strategies recommended by the governor, and for
15 the fiscal year beginning July 1, 2011, and shall implement
16 new strategies for the fiscal year beginning July 1, 2012, as
17 specified in this division of this 2012 Act. It is the intent
18 of the general assembly that the cost containment strategies
19 are implemented only to the extent necessary to achieve
20 projected savings. The department may adopt emergency rules
21 for such implementation.

22 d. If the savings to the medical assistance program for
23 the fiscal year beginning July 1, 2012, exceed the cost, the
24 department may transfer any savings generated for the fiscal
25 year due to medical assistance program cost containment efforts
26 initiated pursuant to 2010 Iowa Acts, chapter 1031, Executive
27 Order No. 20, issued December 16, 2009, or cost containment
28 strategies initiated pursuant to this subsection, to the
29 appropriation made in this division of this Act for medical
30 contracts or general administration to defray the increased
31 contract costs associated with implementing such efforts.

32 MEDICAL ASSISTANCE — COST CONTAINMENT PROVISIONS

33 Sec. 13. 2011 Iowa Acts, chapter 129, section 122, is
34 amended by adding the following new subsections:

35 NEW SUBSECTION. 23. The department shall align

1 reimbursement for prescription drugs administered by a
2 physician to be equivalent to the reimbursement for the same
3 prescription drug when dispensed by a pharmacy.

4 NEW SUBSECTION. 24. The department shall implement a
5 hospital inpatient reimbursement policy to provide for the
6 combining of an original claim for an inpatient stay with a
7 claim for a subsequent inpatient stay when the patient is
8 admitted within seven days of discharge from the original
9 hospital stay for the same condition.

10 NEW SUBSECTION. 25. The department shall implement a
11 policy to ensure that reimbursement for Medicare Part A and
12 Medicare Part B crossover claims is limited to the Medicaid
13 reimbursement rate.

14 NEW SUBSECTION. 26. The department shall transition
15 payment for and administration of services provided by
16 psychiatric medical institutions for children to the Iowa plan.

17 NEW SUBSECTION. 27. The amount appropriated in this section
18 reflects a reduction in expenditures for office supplies,
19 purchases of equipment, office equipment, printing and binding,
20 and marketing, that shall be applied equitably to the programs
21 under this section.

22 Sec. 14. 2011 Iowa Acts, chapter 129, section 123, is
23 amended to read as follows:

24 SEC. 123. MEDICAL CONTRACTS. There is appropriated from the
25 general fund of the state to the department of human services
26 for the fiscal year beginning July 1, 2012, and ending June 30,
27 2013, the following amount, or so much thereof as is necessary,
28 to be used for the purpose designated:

29 For medical contracts:

30	\$	5,453,728
31		<u>7,117,155</u>

32 1. The department of inspections and appeals shall
33 provide all state matching funds for survey and certification
34 activities performed by the department of inspections
35 and appeals. The department of human services is solely

1 responsible for distributing the federal matching funds for
2 such activities.

3 2. Of the funds appropriated in this section, ~~\$25,000~~
4 \$50,000 shall be used for continuation of home and
5 community-based services waiver quality assurance programs,
6 including the review and streamlining of processes and policies
7 related to oversight and quality management to meet state and
8 federal requirements.

9 3. Of the amount appropriated in this section, up to
10 \$200,000 may be transferred to the appropriation for general
11 administration in this division of this Act to be used for
12 additional full-time equivalent positions in the development of
13 key health initiatives such as cost containment, development
14 and oversight of managed care programs, and development of
15 health strategies targeted toward improved quality and reduced
16 costs in the Medicaid program.

17 4. The amount appropriated in this section reflects a
18 reduction in expenditures for office supplies, purchases
19 of equipment, office equipment, printing and binding, and
20 marketing budgeted for under this subsection.

21 Sec. 15. 2011 Iowa Acts, chapter 129, section 124, is
22 amended to read as follows:

23 SEC. 124. STATE SUPPLEMENTARY ASSISTANCE.

24 1. There is appropriated from the general fund of the
25 state to the department of human services for the fiscal year
26 beginning July 1, 2012, and ending June 30, 2013, the following
27 amount, or so much thereof as is necessary, to be used for the
28 purpose designated:

29 For the state supplementary assistance program:

30	\$ 8,425,373
31	<u>15,450,747</u>

32 2. The department shall increase the personal needs
33 allowance for residents of residential care facilities by the
34 same percentage and at the same time as federal supplemental
35 security income and federal social security benefits are

1 increased due to a recognized increase in the cost of living.
2 The department may adopt emergency rules to implement this
3 subsection.

4 3. If during the fiscal year beginning July 1, 2012,
5 the department projects that state supplementary assistance
6 expenditures for a calendar year will not meet the federal
7 pass-through requirement specified in Tit. XVI of the federal
8 Social Security Act, section 1618, as codified in 42 U.S.C.
9 § 1382g, the department may take actions including but not
10 limited to increasing the personal needs allowance for
11 residential care facility residents and making programmatic
12 adjustments or upward adjustments of the residential care
13 facility or in-home health-related care reimbursement rates
14 prescribed in this division of this Act to ensure that federal
15 requirements are met. In addition, the department may make
16 other programmatic and rate adjustments necessary to remain
17 within the amount appropriated in this section while ensuring
18 compliance with federal requirements. The department may adopt
19 emergency rules to implement the provisions of this subsection.

20 Sec. 16. 2011 Iowa Acts, chapter 129, section 125, is
21 amended to read as follows:

22 SEC. 125. CHILDREN'S HEALTH INSURANCE PROGRAM.

23 1. There is appropriated from the general fund of the
24 state to the department of human services for the fiscal year
25 beginning July 1, 2012, and ending June 30, 2013, the following
26 amount, or so much thereof as is necessary, to be used for the
27 purpose designated:

28 For maintenance of the healthy and well kids in Iowa (hawk-i)
29 program pursuant to chapter 514I, including supplemental dental
30 services, for receipt of federal financial participation under
31 Tit. XXI of the federal Social Security Act, which creates the
32 children's health insurance program:

33 \$ ~~16,403,051~~
34 32,677,152

35 2. ~~Of the funds appropriated in this section, \$64,475 is~~

1 ~~allocated for continuation of the contract for outreach with~~
2 ~~the department of public health.~~

3 Sec. 17. 2011 Iowa Acts, chapter 129, section 126, is
4 amended to read as follows:

5 SEC. 126. CHILD CARE ASSISTANCE. There is appropriated
6 from the general fund of the state to the department of human
7 services for the fiscal year beginning July 1, 2012, and ending
8 June 30, 2013, the following amount, or so much thereof as is
9 necessary, to be used for the purpose designated:

10 For child care programs:

11	\$ 26,618,831
12	<u>56,791,816</u>

13 1. Of the funds appropriated in this section, ~~\$25,948,041~~
14 \$51,896,082 shall be used for state child care assistance in
15 accordance with section 237A.13.

16 2. Nothing in this section shall be construed or is
17 intended as or shall imply a grant of entitlement for services
18 to persons who are eligible for assistance due to an income
19 level consistent with the waiting list requirements of section
20 237A.13. Any state obligation to provide services pursuant to
21 this section is limited to the extent of the funds appropriated
22 in this section.

23 3. Of the funds appropriated in this section, ~~\$216,226~~
24 \$432,453 is allocated for the statewide program for child care
25 resource and referral services under section 237A.26. A list
26 of the registered and licensed child care facilities operating
27 in the area served by a child care resource and referral
28 service shall be made available to the families receiving state
29 child care assistance in that area.

30 4. Of the funds appropriated in this section, ~~\$468,487~~
31 \$936,974 is allocated for child care quality improvement
32 initiatives including but not limited to the voluntary quality
33 rating system in accordance with section 237A.30.

34 5. The department may use any of the funds appropriated
35 in this section as a match to obtain federal funds for use in

1 expanding child care assistance and related programs. For
2 the purpose of expenditures of state and federal child care
3 funding, funds shall be considered obligated at the time
4 expenditures are projected or are allocated to the department's
5 service areas. Projections shall be based on current and
6 projected caseload growth, current and projected provider
7 rates, staffing requirements for eligibility determination
8 and management of program requirements including data systems
9 management, staffing requirements for administration of the
10 program, contractual and grant obligations and any transfers
11 to other state agencies, and obligations for decategorization
12 or innovation projects.

13 6. A portion of the state match for the federal child care
14 and development block grant shall be provided as necessary to
15 meet federal matching funds requirements through the state
16 general fund appropriation made for child development grants
17 and other programs for at-risk children in section 279.51.

18 7. If a uniform reduction ordered by the governor under
19 section 8.31 or other operation of law, transfer, or federal
20 funding reduction reduces the appropriation made in this
21 section for the fiscal year, the percentage reduction in the
22 amount paid out to or on behalf of the families participating
23 in the state child care assistance program shall be equal to or
24 less than the percentage reduction made for any other purpose
25 payable from the appropriation made in this section and the
26 federal funding relating to it. The percentage reduction to
27 the other allocations made in this section shall be the same as
28 the uniform reduction ordered by the governor or the percentage
29 change of the federal funding reduction, as applicable.

30 If there is an unanticipated increase in federal funding
31 provided for state child care assistance, the entire amount
32 of the increase shall be used for state child care assistance
33 payments. If the appropriations made for purposes of the
34 state child care assistance program for the fiscal year are
35 determined to be insufficient, it is the intent of the general

1 assembly to appropriate sufficient funding for the fiscal year
2 in order to avoid establishment of waiting list requirements.

3 8. Notwithstanding section 8.33, moneys appropriated in
4 this section or received from the federal appropriations made
5 for the purposes of this section that remain unencumbered or
6 unobligated at the close of the fiscal year shall not revert
7 to any fund but shall remain available for expenditure for the
8 purposes designated until the close of the succeeding fiscal
9 year.

10 9. The amount appropriated in this section reflects a
11 reduction in expenditures for office supplies, purchases
12 of equipment, office equipment, printing and binding, and
13 marketing, that shall be applied equitably to the programs
14 under this section.

15 Sec. 18. 2011 Iowa Acts, chapter 129, section 127, is
16 amended to read as follows:

17 SEC. 127. JUVENILE INSTITUTIONS. There is appropriated
18 from the general fund of the state to the department of human
19 services for the fiscal year beginning July 1, 2012, and ending
20 June 30, 2013, the following amounts, or so much thereof as is
21 necessary, to be used for the purposes designated:

22 1. For operation of the Iowa juvenile home at Toledo and for
23 salaries, support, maintenance, and miscellaneous purposes, and
24 for not more than the following full-time equivalent positions:

25	\$	4,129,125
26		<u>8,227,752</u>
27	FTEs	114.00

28 The amount appropriated in this subsection reflects a
29 reduction in expenditures for office supplies, purchases of
30 equipment, office equipment, and printing and binding budgeted
31 for under this subsection.

32 2. For operation of the state training school at Eldora and
33 for salaries, support, maintenance, and miscellaneous purposes,
34 and for not more than the following full-time equivalent
35 positions:

1 \$ ~~5,319,338~~
2 10,577,832
3 FTEs 164.30

4 a. Of the funds appropriated in this subsection, ~~\$45,575~~
5 \$91,150 shall be used for distribution to licensed classroom
6 teachers at this and other institutions under the control of
7 the department of human services based upon the average student
8 yearly enrollment at each institution as determined by the
9 department.

10 b. The amount appropriated in this subsection reflects
11 a reduction in expenditures for office supplies, purchases
12 of equipment, office equipment, printing and binding, and
13 marketing budgeted for under this subsection.

14 3. A portion of the moneys appropriated in this section
15 shall be used by the state training school and by the Iowa
16 juvenile home for grants for adolescent pregnancy prevention
17 activities at the institutions in the fiscal year beginning
18 July 1, 2012.

19 Sec. 19. 2011 Iowa Acts, chapter 129, section 128, is
20 amended to read as follows:

21 SEC. 128. CHILD AND FAMILY SERVICES.

22 1. There is appropriated from the general fund of the
23 state to the department of human services for the fiscal year
24 beginning July 1, 2012, and ending June 30, 2013, the following
25 amount, or so much thereof as is necessary, to be used for the
26 purpose designated:

27 For child and family services:

28 \$ ~~41,415,081~~
29 77,084,185

30 2. In order to address a reduction of \$5,200,000 from the
31 amount allocated under the appropriation made for the purposes
32 of this section in prior years for purposes of juvenile
33 delinquent graduated sanction services, up to ~~\$2,600,000~~
34 \$5,200,000 of the amount of federal temporary assistance
35 for needy families block grant funding appropriated in this

1 division of this Act for child and family services shall be
2 made available for purposes of juvenile delinquent graduated
3 sanction services.

4 3. The department may transfer funds appropriated in this
5 section as necessary to pay the nonfederal costs of services
6 reimbursed under the medical assistance program, state child
7 care assistance program, or the family investment program which
8 are provided to children who would otherwise receive services
9 paid under the appropriation in this section. The department
10 may transfer funds appropriated in this section to the
11 appropriations made in this division of this Act for general
12 administration and for field operations for resources necessary
13 to implement and operate the services funded in this section.

14 4. a. Of the funds appropriated in this section, up
15 to ~~\$15,084,564~~ \$30,169,129 is allocated as the statewide
16 expenditure target under section 232.143 for group foster care
17 maintenance and services. If the department projects that such
18 expenditures for the fiscal year will be less than the target
19 amount allocated in this lettered paragraph, the department may
20 reallocate the excess to provide additional funding for shelter
21 care or the child welfare emergency services addressed with the
22 allocation for shelter care.

23 b. If at any time after September 30, 2012, annualization
24 of a service area's current expenditures indicates a service
25 area is at risk of exceeding its group foster care expenditure
26 target under section 232.143 by more than 5 percent, the
27 department and juvenile court services shall examine all
28 group foster care placements in that service area in order to
29 identify those which might be appropriate for termination.
30 In addition, any aftercare services believed to be needed
31 for the children whose placements may be terminated shall be
32 identified. The department and juvenile court services shall
33 initiate action to set dispositional review hearings for the
34 placements identified. In such a dispositional review hearing,
35 the juvenile court shall determine whether needed aftercare

1 services are available and whether termination of the placement
2 is in the best interest of the child and the community.

3 5. In accordance with the provisions of section 232.188,
4 the department shall continue the child welfare and juvenile
5 justice funding initiative during fiscal year 2012-2013. Of
6 the funds appropriated in this section, ~~\$858,876~~ \$1,717,753
7 is allocated specifically for expenditure for fiscal year
8 2012-2013 through the decategorization service funding pools
9 and governance boards established pursuant to section 232.188.

10 6. A portion of the funds appropriated in this section
11 may be used for emergency family assistance to provide other
12 resources required for a family participating in a family
13 preservation or reunification project or successor project to
14 stay together or to be reunified.

15 7. Notwithstanding section 234.35 or any other provision
16 of law to the contrary, state funding for shelter care and
17 the child welfare emergency services contracting implemented
18 to provide for or prevent the need for shelter care shall be
19 limited to ~~\$3,585,058~~ \$6,470,116. The department may continue
20 or execute contracts that result from the department's request
21 for proposal, bid number ACFS-11-114, to provide the range of
22 child welfare emergency services described in the request for
23 proposals, and any subsequent amendments to the request for
24 proposals.

25 8. Federal funds received by the state during the fiscal
26 year beginning July 1, 2012, as the result of the expenditure
27 of state funds appropriated during a previous state fiscal
28 year for a service or activity funded under this section are
29 appropriated to the department to be used as additional funding
30 for services and purposes provided for under this section.
31 Notwithstanding section 8.33, moneys received in accordance
32 with this subsection that remain unencumbered or unobligated at
33 the close of the fiscal year shall not revert to any fund but
34 shall remain available for the purposes designated until the
35 close of the succeeding fiscal year.

1 9. Of the funds appropriated in this section, at least
2 ~~\$1,848,142~~ \$3,696,285 shall be used for protective child care
3 assistance.

4 10. a. Of the funds appropriated in this section, up to
5 ~~\$1,031,244~~ \$1,900,000 is allocated for the payment of the
6 expenses of court-ordered services provided to juveniles who
7 are under the supervision of juvenile court services, which
8 expenses are a charge upon the state pursuant to section
9 232.141, subsection 4. Of the amount allocated in this
10 lettered paragraph, up to ~~\$778,143~~ \$1,556,287 shall be made
11 available to provide school-based supervision of children
12 adjudicated under chapter 232, of which not more than ~~\$7,500~~
13 \$15,000 may be used for the purpose of training. A portion of
14 the cost of each school-based liaison officer shall be paid by
15 the school district or other funding source as approved by the
16 chief juvenile court officer.

17 b. Of the funds appropriated in this section, up to ~~\$374,492~~
18 \$748,985 is allocated for the payment of the expenses of
19 court-ordered services provided to children who are under the
20 supervision of the department, which expenses are a charge upon
21 the state pursuant to section 232.141, subsection 4.

22 c. Notwithstanding section 232.141 or any other provision
23 of law to the contrary, the amounts allocated in this
24 subsection shall be distributed to the judicial districts
25 as determined by the state court administrator and to the
26 department's service areas as determined by the administrator
27 of the department's division of child and family services. The
28 state court administrator and the division administrator shall
29 make the determination of the distribution amounts on or before
30 June 15, 2012.

31 d. Notwithstanding chapter 232 or any other provision of
32 law to the contrary, a district or juvenile court shall not
33 order any service which is a charge upon the state pursuant
34 to section 232.141 if there are insufficient court-ordered
35 services funds available in the district court or departmental

1 service area distribution amounts to pay for the service. The
2 chief juvenile court officer and the departmental service area
3 manager shall encourage use of the funds allocated in this
4 subsection such that there are sufficient funds to pay for
5 all court-related services during the entire year. The chief
6 juvenile court officers and departmental service area managers
7 shall attempt to anticipate potential surpluses and shortfalls
8 in the distribution amounts and shall cooperatively request the
9 state court administrator or division administrator to transfer
10 funds between the judicial districts' or departmental service
11 areas' distribution amounts as prudent.

12 e. Notwithstanding any provision of law to the contrary,
13 a district or juvenile court shall not order a county to pay
14 for any service provided to a juvenile pursuant to an order
15 entered under chapter 232 which is a charge upon the state
16 under section 232.141, subsection 4.

17 f. Of the funds allocated in this subsection, not more
18 than ~~\$41,500~~ \$83,000 may be used by the judicial branch for
19 administration of the requirements under this subsection.

20 g. Of the funds allocated in this subsection, ~~\$8,500~~ \$17,000
21 shall be used by the department of human services to support
22 the interstate commission for juveniles in accordance with
23 the interstate compact for juveniles as provided in section
24 232.173.

25 11. Of the funds appropriated in this section, ~~\$2,961,301~~
26 \$5,922,602 is allocated for juvenile delinquent graduated
27 sanctions services. Any state funds saved as a result of
28 efforts by juvenile court services to earn federal Tit. IV-E
29 match for juvenile court services administration may be used
30 for the juvenile delinquent graduated sanctions services.

31 12. Of the funds appropriated in this section, ~~\$494,142~~
32 \$988,285 shall be transferred to the department of public
33 health to be used for the child protection center grant program
34 in accordance with section 135.118.

35 13. If the department receives federal approval to

1 implement a waiver under Tit. IV-E of the federal Social
2 Security Act to enable providers to serve children who remain
3 in the children's families and communities, for purposes of
4 eligibility under the medical assistance program, children who
5 participate in the waiver shall be considered to be placed in
6 foster care.

7 14. Of the funds appropriated in this section, ~~\$1,534,916~~
8 \$3,069,832 is allocated for the preparation for adult living
9 program pursuant to section 234.46.

10 15. Of the funds appropriated in this section, ~~\$260,075~~
11 \$520,150 shall be used for juvenile drug courts. The amount
12 allocated in this subsection shall be distributed as follows:

13 To the judicial branch for salaries to assist with the
14 operation of juvenile drug court programs operated in the
15 following jurisdictions:

16 a. Marshall county:

17 \$ 31,354
18 62,708

19 b. Woodbury county:

20 \$ 62,841
21 125,682

22 c. Polk county:

23 \$ 97,946
24 195,892

25 d. The third judicial district:

26 \$ 33,967
27 67,934

28 e. The eighth judicial district:

29 \$ 33,967
30 67,934

31 16. Of the funds appropriated in this section, ~~\$113,668~~
32 \$227,337 shall be used for the public purpose of providing a
33 grant to a nonprofit human services organization providing
34 services to individuals and families in multiple locations in
35 southwest Iowa and Nebraska for support of a project providing

1 immediate, sensitive support and forensic interviews, medical
2 exams, needs assessments, and referrals for victims of child
3 abuse and their nonoffending family members.

4 17. Of the funds appropriated in this section, ~~\$62,795~~
5 \$125,590 is allocated for the ~~elevate~~ foster care youth council
6 approach of providing a support network to children placed in
7 foster care.

8 18. Of the funds appropriated in this section, ~~\$101,000~~
9 \$202,000 is allocated for use pursuant to section 235A.1 for
10 continuation of the initiative to address child sexual abuse
11 implemented pursuant to 2007 Iowa Acts, chapter 218, section
12 18, subsection 21.

13 19. Of the funds appropriated in this section, ~~\$315,120~~
14 \$630,240 is allocated for the community partnership for child
15 protection sites.

16 20. Of the funds appropriated in this section, ~~\$185,625~~
17 \$371,250 is allocated for the department's minority youth and
18 family projects under the redesign of the child welfare system.

19 21. Of the funds appropriated in this section, ~~\$600,247~~
20 \$1,200,495 is allocated for funding of the state match for
21 the federal substance abuse and mental health services
22 administration (SAMHSA) system of care grant.

23 22. Of the funds appropriated in this section, at least
24 ~~\$73,579~~ \$147,158 shall be used for the child welfare training
25 academy.

26 23. Of the funds appropriated in this section, ~~\$12,500~~
27 \$25,000 shall be used for the public purpose of continuation
28 of a grant to a child welfare services provider headquartered
29 in a county with a population between 205,000 and 215,000 in
30 the latest certified federal census that provides multiple
31 services including but not limited to a psychiatric medical
32 institution for children, shelter, residential treatment, after
33 school programs, school-based programming, and an Asperger's
34 syndrome program, to be used for support services for children
35 with autism spectrum disorder and their families.

1 24. Of the funds appropriated in this section ~~\$125,000~~
2 \$250,000 shall be used for continuation of the central Iowa
3 system of care program grant through June 30, 2013.

4 25. Of the funds appropriated in this section, ~~\$80,000~~
5 \$160,000 shall be used for the public purpose of the
6 continuation of a system of care grant implemented in Cerro
7 Gordo and Linn counties in accordance with this Act in FY
8 2011-2012.

9 26. The amount appropriated in this section reflects a
10 reduction in expenditures for office supplies, purchases
11 of equipment, office equipment, printing and binding, and
12 marketing, that shall be applied equitably to the programs
13 under this subsection.

14 Sec. 20. 2011 Iowa Acts, chapter 129, is amended by adding
15 the following new section:

16 NEW SECTION. SEC. 128A. CHILDREN AND YOUTH PROGRAMS. There
17 is appropriated from the general fund of the state to the
18 department of human services for the fiscal year beginning July
19 1, 2011, and ending June 30, 2012, the following amounts, or
20 so much thereof as is necessary, to be used for the purposes
21 designated:

22 1. For the community circle of care collaboration for
23 children and youth in northeast Iowa, formerly known as the
24 federal substance abuse and mental health administration
25 (SAMHSA) system of care grant:
26 \$ 236,100

27 2. For the central Iowa system of care program grant for
28 children and youth:
29 \$ 77,947

30 Sec. 21. 2011 Iowa Acts, chapter 129, section 129, is
31 amended to read as follows:

32 SEC. 129. ADOPTION SUBSIDY.

33 1. There is appropriated from the general fund of the
34 state to the department of human services for the fiscal year
35 beginning July 1, 2012, and ending June 30, 2013, the following

1 amount, or so much thereof as is necessary, to be used for the
2 purpose designated:

3 For adoption subsidy payments and services:
4 \$ ~~16,633,295~~
5 33,080,597

6 2. The department may transfer funds appropriated in
7 this section to the appropriation made in this division of
8 this Act for general administration for costs paid from the
9 appropriation relating to adoption subsidy.

10 3. Federal funds received by the state during the
11 fiscal year beginning July 1, 2012, as the result of the
12 expenditure of state funds during a previous state fiscal
13 year for a service or activity funded under this section are
14 appropriated to the department to be used as additional funding
15 for the services and activities funded under this section.
16 Notwithstanding section 8.33, moneys received in accordance
17 with this subsection that remain unencumbered or unobligated
18 at the close of the fiscal year shall not revert to any fund
19 but shall remain available for expenditure for the purposes
20 designated until the close of the succeeding fiscal year.

21 Sec. 22. 2011 Iowa Acts, chapter 129, section 131, is
22 amended to read as follows:

23 SEC. 131. FAMILY SUPPORT SUBSIDY PROGRAM.

24 1. There is appropriated from the general fund of the
25 state to the department of human services for the fiscal year
26 beginning July 1, 2012, and ending June 30, 2013, the following
27 amount, or so much thereof as is necessary, to be used for the
28 purpose designated:

29 For the family support subsidy program subject to the
30 enrollment restrictions in section 225C.37, subsection 3:
31 \$ ~~583,999~~
32 1,096,784

33 2. The department shall use at least ~~\$192,750~~ \$385,500
34 of the moneys appropriated in this section for the family
35 support center component of the comprehensive family support

1 program under section 225C.47. Not more than ~~\$12,500~~ \$25,000
2 of the amount allocated in this subsection shall be used for
3 administrative costs.

4 3. If at any time during the fiscal year, the amount of
5 funding available for the family support subsidy program
6 is reduced from the amount initially used to establish the
7 figure for the number of family members for whom a subsidy
8 is to be provided at any one time during the fiscal year,
9 notwithstanding section 225C.38, subsection 2, the department
10 shall revise the figure as necessary to conform to the amount
11 of funding available.

12 Sec. 23. 2011 Iowa Acts, chapter 129, section 132, is
13 amended to read as follows:

14 SEC. 132. CONNER DECREE. There is appropriated from the
15 general fund of the state to the department of human services
16 for the fiscal year beginning July 1, 2012, and ending June 30,
17 2013, the following amount, or so much thereof as is necessary,
18 to be used for the purpose designated:

19 For building community capacity through the coordination
20 and provision of training opportunities in accordance with the
21 consent decree of Conner v. Branstad, No. 4-86-CV-30871(S.D.
22 Iowa, July 14, 1994):

23	\$	16,811
24		<u>33,622</u>

25 Sec. 24. 2011 Iowa Acts, chapter 129, section 133, is
26 amended to read as follows:

27 SEC. 133. MENTAL HEALTH INSTITUTES. There is appropriated
28 from the general fund of the state to the department of human
29 services for the fiscal year beginning July 1, 2012, and ending
30 June 30, 2013, the following amounts, or so much thereof as is
31 necessary, to be used for the purposes designated:

32 1. For the state mental health institute at Cherokee for		
33 salaries, support, maintenance, and miscellaneous purposes, and		
34 for not more than the following full-time equivalent positions:		
35	\$	2,938,654

1 5,403,188

2 FTEs 168.50

3 The amount appropriated in this subsection reflects a

4 reduction in expenditures for office supplies, purchases

5 of equipment, office equipment, printing and binding, and

6 marketing under the purview of the mental health institute.

7 2. For the state mental health institute at Clarinda for

8 salaries, support, maintenance, and miscellaneous purposes, and

9 for not more than the following full-time equivalent positions:

10 \$ ~~3,205,867~~

11 6,391,085

12 FTEs 86.10

13 The amount appropriated in this subsection reflects a

14 reduction in expenditures for office supplies, purchases

15 of equipment, office equipment, printing and binding, and

16 marketing under the purview of the mental health institute.

17 3. For the state mental health institute at Independence for

18 salaries, support, maintenance, and miscellaneous purposes, and

19 for not more than the following full-time equivalent positions:

20 \$ ~~5,137,842~~

21 9,609,993

22 FTEs 233.00

23 The amount appropriated in this subsection reflects a

24 reduction of \$65,692 in expenditures for office supplies,

25 purchases of equipment, office equipment, printing and

26 binding, and marketing, under the purview of the mental health

27 institute.

28 4. For the state mental health institute at Mount Pleasant

29 for salaries, support, maintenance, and miscellaneous purposes,

30 and for not more than the following full-time equivalent

31 positions:

32 \$ ~~472,161~~

33 885,459

34 FTEs 97.72

35 The amount appropriated in this subsection reflects a

1 reduction in expenditures for office supplies, purchases
2 of equipment, office equipment, printing and binding, and
3 marketing, under the purview of the mental health institute.

4 Sec. 25. 2011 Iowa Acts, chapter 129, section 134, is
5 amended to read as follows:

6 SEC. 134. STATE RESOURCE CENTERS.

7 1. There is appropriated from the general fund of the
8 state to the department of human services for the fiscal year
9 beginning July 1, 2012, and ending June 30, 2013, the following
10 amounts, or so much thereof as is necessary, to be used for the
11 purposes designated:

12 a. For the state resource center at Glenwood for salaries,
13 support, maintenance, and miscellaneous purposes:

14 \$ ~~9,253,900~~
15 18,281,340

16 The amount appropriated in this paragraph "a" reflects
17 a reduction in expenditures for office supplies, purchases
18 of equipment, office equipment, printing and binding, and
19 marketing, under the purview of the resource center.

20 b. For the state resource center at Woodward for salaries,
21 support, maintenance, and miscellaneous purposes:

22 \$ ~~6,392,829~~
23 12,642,680

24 The amount appropriated in this paragraph "b" reflects
25 a reduction in expenditures for office supplies, purchases
26 of equipment, office equipment, printing and binding, and
27 marketing, under the purview of the resource center.

28 2. The department may continue to bill for state resource
29 center services utilizing a scope of services approach used for
30 private providers of ICFMR services, in a manner which does not
31 shift costs between the medical assistance program, counties,
32 or other sources of funding for the state resource centers.

33 3. The state resource centers may expand the time-limited
34 assessment and respite services during the fiscal year.

35 4. If the department's administration and the department

1 of management concur with a finding by a state resource
2 center's superintendent that projected revenues can reasonably
3 be expected to pay the salary and support costs for a new
4 employee position, or that such costs for adding a particular
5 number of new positions for the fiscal year would be less
6 than the overtime costs if new positions would not be added,
7 the superintendent may add the new position or positions. If
8 the vacant positions available to a resource center do not
9 include the position classification desired to be filled, the
10 state resource center's superintendent may reclassify any
11 vacant position as necessary to fill the desired position. The
12 superintendents of the state resource centers may, by mutual
13 agreement, pool vacant positions and position classifications
14 during the course of the fiscal year in order to assist one
15 another in filling necessary positions.

16 5. If existing capacity limitations are reached in
17 operating units, a waiting list is in effect for a service or
18 a special need for which a payment source or other funding
19 is available for the service or to address the special need,
20 and facilities for the service or to address the special need
21 can be provided within the available payment source or other
22 funding, the superintendent of a state resource center may
23 authorize opening not more than two units or other facilities
24 and begin implementing the service or addressing the special
25 need during fiscal year 2012-2013.

26 Sec. 26. 2011 Iowa Acts, chapter 129, section 135, is
27 amended to read as follows:

28 SEC. 135. MI/MR/DD STATE CASES.

29 1. There is appropriated from the general fund of the
30 state to the department of human services for the fiscal year
31 beginning July 1, 2012, and ending June 30, 2013, the following
32 amount, or so much thereof as is necessary, to be used for the
33 purpose designated:

34 For distribution to counties for state case services
35 for persons with mental illness, mental retardation, and

1 developmental disabilities in accordance with section 331.440:
 2 \$ ~~6,084,741~~
 3 11,150,820

4 2. For the fiscal year beginning July 1, 2012, and ending
 5 June 30, 2013, ~~\$100,000~~ \$200,000 is allocated for state case
 6 services from the amounts appropriated from the fund created
 7 in section 8.41 to the department of human services from the
 8 funds received from the federal government under 42 U.S.C. ch.
 9 6A, subch. XVII, relating to the community mental health center
 10 block grant, for the federal fiscal years beginning October
 11 1, 2010, and ending September 30, 2011, beginning October 1,
 12 2011, and ending September 30, 2012, and beginning October 1,
 13 2012, and ending September 30, 2013. The allocation made in
 14 this subsection shall be made prior to any other distribution
 15 allocation of the appropriated federal funds.

16 3. Notwithstanding section 8.33, moneys appropriated in
 17 this section that remain unencumbered or unobligated at the
 18 close of the fiscal year shall not revert but shall remain
 19 available for expenditure for the purposes designated until the
 20 close of the succeeding fiscal year.

21 Sec. 27. 2011 Iowa Acts, chapter 129, section 137, is
 22 amended to read as follows:

23 SEC. 137. SEXUALLY VIOLENT PREDATORS.

24 1. There is appropriated from the general fund of the
 25 state to the department of human services for the fiscal year
 26 beginning July 1, 2012, and ending June 30, 2013, the following
 27 amount, or so much thereof as is necessary, to be used for the
 28 purpose designated:

29 For costs associated with the commitment and treatment of
 30 sexually violent predators in the unit located at the state
 31 mental health institute at Cherokee, including costs of legal
 32 services and other associated costs, including salaries,
 33 support, maintenance, and miscellaneous purposes, and for not
 34 more than the following full-time equivalent positions:

35 \$ ~~3,775,363~~

1		8,399,686
2	..... FTEs	89.50

3 The amount appropriated in this subsection reflects a
4 reduction in expenditures for office supplies, purchases
5 of equipment, office equipment, printing and binding, and
6 marketing, under the purview of the unit.

7 2. Unless specifically prohibited by law, if the amount
8 charged provides for recoupment of at least the entire amount
9 of direct and indirect costs, the department of human services
10 may contract with other states to provide care and treatment
11 of persons placed by the other states at the unit for sexually
12 violent predators at Cherokee. The moneys received under
13 such a contract shall be considered to be repayment receipts
14 and used for the purposes of the appropriation made in this
15 section.

16 Sec. 28. 2011 Iowa Acts, chapter 129, section 138, is
17 amended to read as follows:

18 SEC. 138. FIELD OPERATIONS. There is appropriated from the
19 general fund of the state to the department of human services
20 for the fiscal year beginning July 1, 2012, and ending June 30,
21 2013, the following amount, or so much thereof as is necessary,
22 to be used for the purposes designated:

23 For field operations, including salaries, support,
24 maintenance, and miscellaneous purposes, and for not more than
25 the following full-time equivalent positions:

26	.....	\$ 27,394,960
27		<u>53,852,947</u>
28	..... FTEs	1,781.00

29 Priority in filling full-time equivalent positions shall be
30 given to those positions related to child protection services
31 and eligibility determination for low-income families.

32 Notwithstanding section 8.33, moneys appropriated in this
33 section that remain unencumbered or unobligated at the close of
34 the fiscal year shall not revert but shall remain available for
35 expenditure for the purposes designated until the close of the

1 succeeding fiscal year.

2 The amount appropriated in this section reflects a reduction
3 in expenditures for office supplies, purchases of equipment,
4 office equipment, printing and binding, and marketing, under
5 the purview of the department.

6 Sec. 29. 2011 Iowa Acts, chapter 129, section 140, is
7 amended to read as follows:

8 SEC. 140. VOLUNTEERS. There is appropriated from the
9 general fund of the state to the department of human services
10 for the fiscal year beginning July 1, 2012, and ending June 30,
11 2013, the following amount, or so much thereof as is necessary,
12 to be used for the purpose designated:

13 For development and coordination of volunteer services:
14 \$ 42,330
15 84,660

16 PROVIDER REIMBURSEMENT — NURSING FACILITIES

17 Sec. 30. 2011 Iowa Acts, chapter 129, section 141,
18 subsection 1, paragraph a, subparagraph (1), is amended to read
19 as follows:

20 (1) For the fiscal year beginning July 1, 2012, the total
21 state funding amount for the nursing facility budget shall not
22 exceed ~~\$225,457,724~~ \$237,226,901.

23 PROVIDER REIMBURSEMENT — PHARMACY, PMIC, AND HCBS WAIVER

24 Sec. 31. 2011 Iowa Acts, chapter 129, subsection 1,
25 paragraphs b, i, and q, are amended to read as follows:

26 b. (1) For the fiscal year beginning July 1, 2012, the
27 department shall reimburse pharmacy dispensing fees using a
28 single rate of ~~\$4.34~~ \$11.10 per prescription or the pharmacy's
29 usual and customary fee, whichever is lower. ~~However,~~
30 ~~the department shall adjust the dispensing fee specified~~
31 ~~in this paragraph to distribute an additional \$2,981,980~~
32 ~~in reimbursements for pharmacy dispensing fees under this~~
33 ~~paragraph for the fiscal year.~~

34 (2) The department shall implement an average acquisition
35 cost reimbursement methodology for all drugs covered under the

1 medical assistance program. The methodology shall utilize a
2 survey of pharmacy invoices in determining the reimbursement.
3 Pharmacies and providers that are enrolled in the medical
4 assistance program shall make available drug acquisition cost
5 information, product availability information, and other
6 information deemed necessary by the department to assist the
7 department in monitoring and revising reimbursement rates and
8 for efficient operation of the pharmacy benefit.

9 (a) A pharmacy or provider shall produce and submit the
10 requested information in the manner and format requested by the
11 department or its designee at no cost to the department or its
12 designee.

13 (b) A pharmacy or provider shall submit information to the
14 department or its designee within the time frame indicated
15 following receipt of a request for information unless the
16 department or its designee grants an extension upon written
17 request of the pharmacy or provider.

18 i. (1) For the fiscal year beginning July 1, 2012,
19 state-owned psychiatric medical institutions for children shall
20 receive cost-based reimbursement for 100 percent of the actual
21 and allowable costs for the provision of services to recipients
22 of medical assistance.

23 (2) For the nonstate-owned psychiatric medical institutions
24 for children, reimbursement rates shall be based on the
25 reimbursement methodology developed by the department as
26 required for federal compliance.

27 (3) As a condition of participation in the medical
28 assistance program, enrolled providers shall accept the medical
29 assistance reimbursement rate for any covered goods or services
30 provided to recipients of medical assistance who are children
31 under the custody of a psychiatric medical institution for
32 children.

33 q. For the fiscal year beginning July 1, 2012, the
34 ~~department shall adjust the rates in effect on June 30, 2012,~~
35 reimbursement rate for providers of home and community-based

1 services waiver services to ~~distribute an additional \$1,500,000~~
2 ~~in reimbursements to such providers for the fiscal year shall~~
3 remain at the rate in effect on June 30, 2012.

4 DIVISION V

5 PHARMACEUTICAL SETTLEMENT ACCOUNT,
6 IOWACARE ACCOUNT, NONPARTICIPATING PROVIDER
7 REIMBURSEMENT FUND, HEALTH CARE TRANSFORMATION ACCOUNT,
8 MEDICAID FRAUD FUND, QUALITY ASSURANCE TRUST FUND,
9 AND HOSPITAL HEALTH CARE ACCESS TRUST FUND

10 Sec. 32. 2011 Iowa Acts, chapter 129, section 145, is
11 amended to read as follows:

12 SEC. 145. PHARMACEUTICAL SETTLEMENT ACCOUNT. There is
13 appropriated from the pharmaceutical settlement account created
14 in section 249A.33 to the department of human services for the
15 fiscal year beginning July 1, 2012, and ending June 30, 2013,
16 the following amount, or so much thereof as is necessary, to be
17 used for the purpose designated:

18 Notwithstanding any provision of law to the contrary, to
19 supplement the appropriations made in this Act for medical
20 contracts under the medical assistance program for the fiscal
21 year beginning July 1, 2012, and ending June 30, 2013:

22 \$ 2,716,807

23 APPROPRIATIONS FROM IOWACARE ACCOUNT

24 Sec. 33. 2011 Iowa Acts, chapter 129, section 146,
25 subsections 2, 4, and 5, are amended to read as follows:

26 2. There is appropriated from the IowaCare account
27 created in section 249J.24 to the state board of regents for
28 distribution to the university of Iowa hospitals and clinics
29 for the fiscal year beginning July 1, 2012, and ending June 30,
30 2013, the following amount, or so much thereof as is necessary,
31 to be used for the purposes designated:

32 For salaries, support, maintenance, equipment, and
33 miscellaneous purposes, for the provision of medical and
34 surgical treatment of indigent patients, for provision of
35 services to members of the expansion population pursuant to

1 chapter 249J, and for medical education:

2 \$ ~~44,226,279~~
3 45,654,133

4 Notwithstanding any provision of law to the contrary, the
5 amount appropriated in this subsection shall be distributed
6 based on claims submitted, adjudicated, and paid by the Iowa
7 Medicaid enterprise.

8 4. There is appropriated from the IowaCare account created
9 in section 249J.24 to the department of human services for the
10 fiscal year beginning July 1, 2012, and ending June 30, 2013,
11 the following amount, or so much thereof as is necessary, to be
12 used for the purposes designated:

13 For distribution to a publicly owned acute care teaching
14 hospital located in a county with a population over 350,000 for
15 the provision of medical and surgical treatment of indigent
16 patients, for provision of services to members of the expansion
17 population pursuant to chapter 249J, and for medical education:
18 \$ ~~65,000,000~~
19 69,000,000

20 a. Notwithstanding any provision of law to the contrary,
21 the amount appropriated in this subsection shall be distributed
22 based on claims submitted, adjudicated, and paid by the Iowa
23 Medicaid enterprise plus a monthly disproportionate share
24 hospital payment. Any amount appropriated in this subsection
25 in excess of \$60,000,000 shall be distributed only if the sum
26 of the expansion population claims adjudicated and paid by the
27 Iowa Medicaid enterprise plus the estimated disproportionate
28 share hospital payments exceeds \$60,000,000. The amount paid
29 in excess of \$60,000,000 shall not adjust the original monthly
30 payment amount but shall be distributed monthly based on actual
31 claims adjudicated and paid by the Iowa Medicaid enterprise
32 plus the estimated disproportionate share hospital amount. Any
33 amount appropriated in this subsection in excess of \$60,000,000
34 shall be allocated only if federal funds are available to match
35 the amount allocated. Pursuant to paragraph "b", of the amount

1 appropriated in this subsection, not more than \$4,000,000
2 shall be distributed for prescription drugs, and podiatry, and
3 optometric services.

4 b. Notwithstanding any provision of law to the contrary, the
5 hospital identified in this subsection, shall be reimbursed for
6 outpatient prescription drugs and podiatry services provided to
7 members of the expansion population pursuant to all applicable
8 medical assistance program rules, in an amount not to exceed
9 \$4,000,000.

10 c. Notwithstanding the total amount of proceeds distributed
11 pursuant to section 249J.24, subsection 4, paragraph "a",
12 unnumbered paragraph 1, for the fiscal year beginning July
13 1, 2012, and ending June 30, 2013, the county treasurer of a
14 county with a population of over 350,000 in which a publicly
15 owned acute care teaching hospital is located shall distribute
16 the proceeds collected pursuant to section 347.7 in a total
17 amount of \$38,000,000, which would otherwise be distributed to
18 the county hospital, to the treasurer of state for deposit in
19 the IowaCare account.

20 d. (1) Notwithstanding the amount collected and
21 distributed for deposit in the IowaCare account pursuant to
22 section 249J.24, subsection 4, paragraph "a", subparagraph
23 (1), the first \$19,000,000 in proceeds collected pursuant to
24 section 347.7 between July 1, 2012, and December 31, 2012,
25 shall be distributed to the treasurer of state for deposit in
26 the IowaCare account and collections during this time period
27 in excess of \$19,000,000 shall be distributed to the acute
28 care teaching hospital identified in this subsection. Of the
29 collections in excess of the \$19,000,000 received by the acute
30 care teaching hospital under this subparagraph (1), \$2,000,000
31 shall be distributed by the acute care teaching hospital to the
32 treasurer of state for deposit in the IowaCare account in the
33 month of January 2013, following the July 1 through December
34 31, 2012, period.

35 (2) Notwithstanding the amount collected and distributed

1 for deposit in the IowaCare account pursuant to section
2 249J.24, subsection 4, paragraph "a", subparagraph (2),
3 the first \$19,000,000 in collections pursuant to section
4 347.7 between January 1, 2013, and June 30, 2013, shall be
5 distributed to the treasurer of state for deposit in the
6 IowaCare account and collections during this time period in
7 excess of \$19,000,000 shall be distributed to the acute care
8 teaching hospital identified in this subsection. Of the
9 collections in excess of the \$19,000,000 received by the acute
10 care teaching hospital under this subparagraph (2), \$2,000,000
11 shall be distributed by the acute care teaching hospital to the
12 treasurer of state for deposit in the IowaCare account in the
13 month of July 2013, following the January 1 through June 30,
14 2013, period.

15 5. There is appropriated from the IowaCare account created
16 in section 249J.24 to the department of human services for the
17 fiscal year beginning July 1, 2012, and ending June 30, 2013,
18 the following amount, or so much thereof as is necessary to be
19 used for the purpose designated:

20 For payment to the regional provider network specified
21 by the department pursuant to section 249J.7 for provision
22 of covered services to members of the expansion population
23 pursuant to chapter 249J:

24 \$ ~~3,472,176~~
25 4,986,366

26 Notwithstanding any provision of law to the contrary, the
27 amount appropriated in this subsection shall be distributed
28 based on claims submitted, adjudicated, and paid by the Iowa
29 Medicaid enterprise. Once the entire amount appropriated in
30 this subsection has been distributed, claims shall continue to
31 be submitted and adjudicated by the Iowa Medicaid enterprise;
32 however, no payment shall be made based upon such claims.

33 Sec. 34. 2011 Iowa Acts, chapter 129, section 148, is
34 amended to read as follows:

35 SEC. 148. APPROPRIATIONS FROM ACCOUNT FOR HEALTH CARE

1 TRANSFORMATION — DEPARTMENT OF HUMAN SERVICES.

2 Notwithstanding any provision to the contrary, there is
3 appropriated from the account for health care transformation
4 created in section 249J.23 to the department of human services
5 for the fiscal year beginning July 1, 2012, and ending June
6 30, 2013, the following amounts, or so much thereof as is
7 necessary, to be used for the purposes designated:

8 1. For the provision of an IowaCare nurse helpline for the
9 expansion population as provided in section 249J.6:

10 \$ 50,000
11 100,000

12 2. For other health promotion partnership activities
13 pursuant to section 249J.14:

14 \$ 300,000

15 3. For the costs related to audits, performance
16 evaluations, and studies required pursuant to chapter 249J:

17 \$ 62,500
18 125,000

19 4. For administrative costs associated with chapter 249J:

20 \$ 566,206
21 1,132,412

22 5. For planning and development, in cooperation with the
23 department of public health, of a phased-in program to provide
24 a dental home for children in accordance with section 249J.14:

25 \$ 500,000
26 1,000,000

27 6. For continuation of the establishment of the tuition
28 assistance for individuals serving individuals with
29 disabilities pilot program, as enacted in 2008 Iowa Acts,
30 chapter 1187, section 130:

31 \$ 25,000
32 50,000

33 7. For medical contracts:

34 \$ 1,000,000
35 2,400,000

1 8. For payment to the publicly owned acute care teaching
 2 hospital located in a county with a population of over 350,000
 3 that is a participating provider pursuant to chapter 249J:
 4 \$ ~~145,000~~
 5 290,000

6 Disbursements under this subsection shall be made monthly.
 7 The hospital shall submit a report following the close of the
 8 fiscal year regarding use of the funds appropriated in this
 9 subsection to the persons specified in this Act to receive
 10 reports.

11 ~~9. For transfer to the department of public health to be~~
 12 ~~used for the costs of medical home system advisory council~~
 13 ~~established pursuant to section 135.159:~~
 14 \$ ~~116,679~~

15 10. For continued implementation of a uniform cost report:
 16 \$ 75,000
 17 150,000

18 11. For continued implementation of an electronic medical
 19 records system:
 20 \$ 50,000
 21 100,000

22 Notwithstanding section 8.33, funds allocated in this
 23 subsection that remain unencumbered or unobligated at the close
 24 of the fiscal year shall not revert but shall remain available
 25 in succeeding fiscal years to be used for the purposes
 26 designated.

27 ~~12. For transfer to the department of public health to~~
 28 ~~support the department's activities relating to health and~~
 29 ~~long-term care access as specified pursuant to chapter 135,~~
 30 ~~division XXIV:~~
 31 \$ ~~67,107~~

32 ~~13. For continuation of an accountable care organization~~
 33 ~~pilot project:~~
 34 \$ ~~50,000~~

35 15. For transfer to the department of public health to

1 be used as state matching funds for the health information
 2 technology system developed by the department of public health:
 3 \$ ~~181,993~~
 4 363,987

5 16. To supplement the appropriation for medical assistance:
 6 \$ 1,956,245

7 Notwithstanding section 8.39, subsection 1, without the
 8 prior written consent and approval of the governor and the
 9 director of the department of management, the director of human
 10 services may transfer funds among the appropriations made in
 11 this section as necessary to carry out the purposes of the
 12 account for health care transformation. The department shall
 13 report any transfers made pursuant to this section to the
 14 legislative services agency.

15 Sec. 35. 2011 Iowa Acts, chapter 129, section 151, is
 16 amended to read as follows:

17 SEC. 151. QUALITY ASSURANCE TRUST FUND — DEPARTMENT OF
 18 HUMAN SERVICES. Notwithstanding any provision to the contrary
 19 and subject to the availability of funds, there is appropriated
 20 from the quality assurance trust fund created in section
 21 249L.4 to the department of human services for the fiscal year
 22 beginning July 1, 2012, and ending June 30, 2013, the following
 23 amounts, or so much thereof as is necessary for the purposes
 24 designated:

25 To supplement the appropriation made in this Act from the
 26 general fund of the state to the department of human services
 27 for medical assistance:
 28 \$ ~~29,000,000~~
 29 26,500,000

30 Sec. 36. 2011 Iowa Acts, chapter 129, section 152, is
 31 amended to read as follows:

32 SEC. 152. HOSPITAL HEALTH CARE ACCESS TRUST FUND —
 33 DEPARTMENT OF HUMAN SERVICES. Notwithstanding any provision to
 34 the contrary and subject to the availability of funds, there is
 35 appropriated from the hospital health care access trust fund

1 created in section 249M.4 to the department of human services
2 for the fiscal year beginning July 1, 2012, and ending June
3 30, 2013, the following amounts, or so much thereof as is
4 necessary, for the purposes designated:

5 1. To supplement the appropriation made in this Act from the
6 general fund of the state to the department of human services
7 for medical assistance:

8 \$ ~~39,223,800~~
9 33,898,400

10 2. For deposit in the nonparticipating provider
11 reimbursement fund created in section 249J.24A to be used for
12 the purposes of the fund:

13 \$ ~~776,200~~
14 801,600

15 Sec. 37. REPEAL. 2011 Iowa Acts, chapter 129, sections 149
16 and 150, are repealed.

17 DIVISION VI

18 CHILDREN'S HEALTH INSURANCE PROGRAM — CHILD ENROLLMENT
19 CONTINGENCY FUND

20 Sec. 38. CHILDREN'S HEALTH INSURANCE PROGRAM — CHILD
21 ENROLLMENT CONTINGENCY FUND — DIRECTIVES FOR USE OF FUNDS
22 — FY 2012-2013. Of the moneys received from the federal
23 government through the child enrollment contingency fund
24 established pursuant to section 103 of the federal Children's
25 Health Insurance Program Reauthorization Act of 2009, Pub. L.
26 No. 111-3, there is appropriated to the department of human
27 services for the fiscal year beginning July 1, 2012, and ending
28 June 30, 2013, the following amount to be used in addition to
29 any other amounts appropriated for the same purposes for the
30 fiscal year as follows:

31 For technical assistance for mental health redesign efforts:
32 \$ 500,000

33 DIVISION VII

34 MENTAL HEALTH AND DISABILITY SERVICES REDESIGN

35 Sec. 39. MENTAL HEALTH AND DISABILITY SERVICES REDESIGN.

1 There is appropriated from the general fund of the state to
2 the department of human services for the fiscal year beginning
3 July 1, 2012, and ending June 30, 2013, the following amount,
4 or so much thereof as is necessary, to be used for the purposes
5 designated:

6 To be used as provided in additional enactments by the
7 Eighty-fourth General Assembly, 2012 Session, for redesign of
8 county-based adult mental health and disability services:
9 \$ 30,000,000

10 DIVISION VIII

11 PRIOR APPROPRIATIONS AND RELATED CHANGES

12 Sec. 40. 2011 Iowa Acts, chapter 129, section 3, subsection
13 2, is amended by adding the following new paragraph:

14 NEW PARAGRAPH. e. The funds appropriated in this subsection
15 to the Iowa veterans home that remain available for expenditure
16 for the succeeding fiscal year pursuant to section 35D.18,
17 subsection 5, shall be distributed to be used in the succeeding
18 fiscal year in accordance with this lettered paragraph. The
19 first \$500,000 shall remain available to be used for the
20 purposes of the Iowa veterans home. On or before October 15,
21 2012, the department of management shall transfer the remaining
22 balance to the appropriation for the fiscal year from the
23 general fund of the state to the department of human services
24 for medical assistance.

25 Sec. 41. EFFECTIVE UPON ENACTMENT. This division of this
26 Act, being deemed of immediate importance, takes effect upon
27 enactment.

28 DIVISION IX

29 MISCELLANEOUS

30 Sec. 42. Section 97B.39, Code 2011, is amended to read as
31 follows:

32 **97B.39 Rights not transferable or subject to legal process**
33 **— exceptions.**

34 The right of any person to any future payment under this
35 chapter is not transferable or assignable, at law or in

1 equity, and the moneys paid or payable or rights existing
2 under this chapter are not subject to execution, levy,
3 attachment, garnishment, or other legal process, or to the
4 operation of any bankruptcy or insolvency law except for the
5 purposes of enforcing child, spousal, or medical support
6 obligations or marital property orders, or for recovery of
7 medical assistance payments pursuant to section 249A.5. For
8 the purposes of enforcing child, spousal, or medical support
9 obligations, the garnishment or attachment of or the execution
10 against compensation due a person under this chapter shall
11 not exceed the amount specified in 15 U.S.C. § 1673(b).
12 The system shall comply with the provisions of a marital
13 property order requiring the selection of a particular benefit
14 option, designated beneficiary, or contingent annuitant if
15 the selection is otherwise authorized by this chapter and
16 the member has not received payment of the member's first
17 retirement allowance. However, a marital property order shall
18 not require the payment of benefits to an alternative payee
19 prior to the member's retirement, prior to the date the member
20 elects to receive a lump sum distribution of accumulated
21 contributions pursuant to section 97B.53, or in an amount that
22 exceeds the benefits the member would otherwise be eligible to
23 receive pursuant to this chapter.

24 Sec. 43. CIVIL MONETARY PENALTIES — DIRECT CARE WORKERS
25 TASK FORCE. Of the funds received by the department of human
26 services through federal civil monetary penalties from nursing
27 facilities, during the fiscal year beginning July 1, 2012, and
28 ending June 30, 2013, \$149,000 shall be used for continued
29 implementation of the recommendations of the direct care worker
30 task force established pursuant to 2005 Iowa Acts, chapter 88,
31 based upon the report submitted to the governor and the general
32 assembly in December 2006.

33

EXPLANATION

34 This bill relates to appropriations for health and human
35 services for fiscal year 2012-2013 to the department of

1 veterans affairs, the Iowa veterans home, the department on
2 aging, the department of public health, Iowa finance authority,
3 state board of regents, department of inspections and appeals,
4 and the department of human services. The appropriations were
5 previously enacted in 2011 Iowa Acts, chapter 129 (H.F. 649).
6 The bill is organized into divisions.

7 DEPARTMENT ON AGING. This division amends appropriations
8 made from the general fund of the state for the department on
9 aging.

10 DEPARTMENT OF PUBLIC HEALTH. This division amends
11 appropriations made from the general fund of the state for the
12 department of public health.

13 DEPARTMENT OF VETERANS AFFAIRS. This division amends
14 appropriations made from the general fund of the state for the
15 department of veterans affairs.

16 DEPARTMENT OF HUMAN SERVICES. This division amends
17 appropriations made from the general fund of the state and the
18 federal temporary assistance for needy families block grant to
19 the department of human services (DHS). The allocation for the
20 family development and self-sufficiency grant program is made
21 directly to the department of human rights.

22 Appropriations are made from the health care trust fund for
23 the medical assistance (Medicaid) program in addition to the
24 general fund appropriations made for this purpose.

25 The reimbursement section addresses reimbursement for
26 providers reimbursed by the department of human services.

27 PHARMACEUTICAL SETTLEMENT ACCOUNT, IOWACARE ACCOUNT,
28 NONPARTICIPATING PROVIDER REIMBURSEMENT FUND, HEALTH CARE
29 TRANSFORMATION ACCOUNT, MEDICAID FRAUD FUND, QUALITY ASSURANCE
30 TRUST FUND, AND HOSPITAL HEALTH CARE ACCESS TRUST FUND. This
31 division amends appropriations made for fiscal year 2012-2013.

32 The appropriation from the pharmaceutical settlement account
33 to the department of human services supplements the Medicaid
34 program medical contracts appropriation.

35 The appropriations from the IowaCare account are made to

1 the state board of regents for distribution to the university
2 of Iowa hospitals and clinics and to the department of human
3 services for distribution to a publicly owned acute care
4 teaching hospital in a county with a population over 350,000
5 related to the IowaCare program and indigent care.

6 The appropriation from the nonparticipating provider
7 reimbursement fund is made to the department of human services
8 to reimburse nonparticipating providers under the IowaCare
9 program.

10 The appropriations to the department of human services from
11 the account for health care transformation are directed to
12 various health care reform initiatives.

13 The appropriations from the Medicaid fraud fund made to the
14 department of inspections and appeals for costs relating to
15 assisted living programs and adult day care services and to the
16 department of human services for the Medicaid program in 2011
17 Iowa Acts, chapter 129, sections 149 and 150, are repealed.

18 The appropriations made to supplement the Medicaid program
19 are from the following funds and account: quality assurance
20 trust fund and hospital health care access trust fund.

21 The division provides that if the total amounts appropriated
22 from all sources for the medical assistance program for fiscal
23 year 2012-2013 exceed the amount needed, the excess remains
24 available to be used for the program in the succeeding fiscal
25 year.

26 CHILDREN'S HEALTH INSURANCE PROGRAM — CHILD ENROLLMENT
27 CONTINGENCY FUND. This division appropriates funds from
28 moneys received from the federal government through the child
29 enrollment contingency fund to the department of human services
30 to be used for technical assistance for mental health redesign
31 efforts.

32 MENTAL HEALTH AND DISABILITY SERVICES REDESIGN. This
33 division makes an appropriation from the general fund of the
34 state to the department of human services for FY 2012-2013
35 to be used as provided in additional enactments made by the

1 general assembly for redesign of county-based adult mental
2 health and disability services.

3 PRIOR APPROPRIATIONS AND RELATED CHANGES. This division
4 amends previously enacted appropriations related-provisions.
5 This division takes effect upon enactment.

6 MISCELLANEOUS. This division amends Code section 97B.39,
7 relating to Iowa public employees' retirement system (IPERS)
8 payments, to include recovery of Medicaid program payments
9 related to estate recovery in the list of exceptions that
10 allows IPERS payments to be subject to execution, levy,
11 attachment, garnishment, or other legal process, or to the
12 operation of bankruptcy or insolvency law.

13 The division also provides that a portion of the funds
14 received by the department of human services through federal
15 civil monetary penalties from nursing facilities is to be used
16 for continued implementation of the direct care worker task
17 force.